

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
DECEMBER 8, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Charlie Taylor  
David Johnson  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler  
Police Chief: Lyle Bayles

Absent:

City Councilmember: Joe Lyman

Others Present: Mike Halliday, Ed Johnstun, Wendy Johnstun, Sandra Asbury, Mitch McComb

Prayer/Thought - The prayer/thought was offered by Chris Webb.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the November 24, 2009 meeting. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Mayor Turk presented Councilmember Grover with a plaque and recognized him for his service the past four years. Mayor Turk also expressed his personal appreciation for the service rendered.
4. Open Forum – Sandra Asbury addressed the Council and asked for a fee waiver for electric, water and sewer connections. Transitions is interested in purchasing a building that would have to be split causing the need for another water and electric meter. She also reported that the food bank which she operates is helping an additional 150 families with food and she expects to add another 50-75 families by the end of the month. 400 turkeys were given away around Thanksgiving and they could have given away double that amount. Councilmember Laws explained that the Council would not be able to give her an answer at this time, but they would gather more information from City staff.

5. Todd Hurst addressed the Council about snow removal on city streets. He explained that he was not speaking on behalf of San Juan County. He expressed disappointment and frustration that he was called at 2:00 by city police to make sure he knew it was snowing and the roads would need to be plowed. The first priority for snow removal is to get two lanes uncovered on each street. The plows will go back and widen the roads to allow for street parking when other priorities are completed. He further explained that people are parking cars and pushing large piles of snow in the areas that the plows need to drive to widen the streets. This makes widening the streets very difficult if not impossible for the snow plow drivers. It was explained that there is a City ordinance that does not allow snow from driveways to be placed in the street. He asked for suggestions from the City Council to help alleviate the problem and suggested ticketing any vehicles parked in the street during snow removal.

Mayor Turk explained that a good neighbor helped push his snow during the last storm and he is hesitant to tell people not to help their neighbors. Councilmember Laws expressed appreciation for the effort given and explained that he understands the issues faced by the County crew, but he is not ready to start issuing citations. He does feel that if someone is parked out in the street and blocking traffic then they should be ticketed just like other times throughout the year. Councilmember Johnson also expressed appreciation for the difficult job that is being done. He explained that he would be against telling people that they should stop giving service to their neighbors by removing snow. Discussion was had on pushing the snow into the middle of the road, but it was decided that was not the best solution for many reasons.

Chief Bayles explained that he asked the dispatcher to call Todd as a courtesy to let him know that the roads in town were impassable and it was not meant as a criticism to him or the road crew.

Councilmember Laws asked that the item be brought back for discussion under his name for the next meeting.

6. Mr. Black presented the November 2009 Water & Natural Gas Reports. There were no questions or comments.
7. Mr. Webb presented the November 2009 Fire Report. He explained that there was a structure fire this past month and the fire department responded quickly and efficiently.
8. Chief Bayles presented the November 2009 Police Report. Councilmember Johnson asked if cars that do not move can be ticketed or removed. Chris explained that there is an ordinance on the books that cars are not allowed on the street during a snowstorm. Mayor Turk and Councilmember Laws asked about the discrepancies in citations written per officer. Chief Bayles asked to be able to explain the differences in another meeting.
9. Mr. Webb presented the City Council and Holiday schedules for 2010 for approval by the Council. **Councilmember Grover moved to approve the 2010 City Council and Holiday Schedule. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

10. Mayor Turk presented the City Council assignments for the upcoming year. He explained that the Councilmembers have reviewed the assignments and requested any changes. Councilmember Johnson asked about training for new Councilmembers and Chris explained that he would set up training for the Councilmembers over electric and natural gas.
11. Chris explained that the city needs to adopt an ordinance before the end of 2009 raising the transportation sales tax from .25% to .30%. If the tax is not raised then it would go away and there would have to be a vote to reinstate the tax. The state changed the tax rate and will no longer allow the old rate of .25% to be collected. He informed the Council that there will be a public hearing and another City Council meeting on December 15<sup>th</sup> to pass the ordinance.
12. Mr. Redd explained that in an effort to streamline the council packets there will be a new format starting in January. The information will be on both sides of the paper and punched so it can be put in a binder. Councilmembers can elect to bring their binders to the meeting or leave them at the office and they will be brought to the meeting for them. Council agendas and supporting information will also be emailed to each member eliminating the need to come to the office to retrieve the information.
13. Open Forum – Mr. Hosler addressed the snow issue and explained that he feels as though snow storms are a celebration and people should be allowed to help their neighbors. He likened snowstorms to July 4<sup>th</sup> and suggested that laws be relaxed during a snowstorm.
14. **Councilmember Laws moved to retire to executive session. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:56 pm.

Mayor and Council returned from executive session at approximately 8:34 pm.

17. **Councilmember Laws moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Laws  
Councilmember Johnson  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:35 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 24, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
David Johnson  
Kelly Laws  
Charlie Taylor  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler  
Police Chief: Lyle Bayles

Others Present: Terri Laws, Kendall Laws, Robert Ogle

Prayer/Thought - The prayer/thought was offered by Jeremy Redd.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the November 10, 2009 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – no public comments were given.
4. Mr. Webb reported to the Council that he, Mr. Redd and Mayor Turk went to Richfield and closed on the sales tax revenue bond for the new Wellness Center. He further commented that the project is moving forward as planned. Councilmember Johnson asked if the City is actively watching the draws paid to the contractor to make sure payment is not outpacing completion. Mr. Webb assured him that both the architect and the City have to sign off on each draw request and the money is not given until after the appropriate amount of work has been completed.



5. Councilmember Lyman introduced Ordinance 2009-2 and explained that the change will clarify the mobile home zone ordinance and allow for more restrictive uses in this type of zone. **Councilmember Lyman moved to approve Ordinance 2009-2 Permitted Use Clarifications – Mobile Home Zone. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Taylor asked if this would allow mobile homes in residential areas. Councilmember Lyman explained that it would not. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. Mayor Turk asked each of the returning Council members to review their current assignments with Mr. Webb. He explained that he will be making changes to assignments for the upcoming year and would like input from each member.
7. Mr. Webb informed the Council of the progress that is being made to develop a net metering policy for the City. There was discussion between the Council and City Staff about the amount to pay back to residents who generate excess power from solar or wind sources and run the power back into the City system. Councilmember Laws explained that he would like to see the City pay an amount on the higher end of the spectrum to encourage citizens to produce more power. He explained that he would like to see the power generated in our own community by our own citizens. Mr. Hosler asked if there are safety concerns with power feeding back into the system from citizens. Councilmember Johnson explained that as long as a licensed electrician installs the system it would include a switch that stops the flow of electricity in case of a power outage. The consensus of the Council was that the policy is positive and continued development should occur.
8. Mr. Webb informed the Council that the City Christmas Party will be held on December 17<sup>th</sup> at 6:00 pm.
9. Mr. Webb reminded the Council of a work session to discuss Westwater development on December 1<sup>st</sup> at 6:00 pm.
10. Council was informed of the Tree-for-all to be held on December 4<sup>th</sup> and 5<sup>th</sup>.
11. The swearing in ceremony for the newly elected Councilmembers will be held on Monday January 4<sup>th</sup> at noon.

12. Mr. Webb explained that the City can re-submit a grant application to the Sorenson Foundation for \$475,000 to build an indoor swimming pool as part of the Wellness Center. He explained that the timing is favorable to re-submit because during this cycle there is a lot of money available and this would be the best chance to receive a positive outcome. Councilmembers Laws, Lyman and Grover expressed opposition to the project because of the increased operating costs that would be associated with adding the pool. Councilmembers Johnson and Taylor expressed support for sending in the application. Advice and consent was not given to send in the application.

13. Open Forum – no public comments were given.

16. **Councilmember Laws moved to retire to Executive Session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:25 pm.

Mayor and Council returned from executive session at approximately 8:43 pm.

17. **Councilmember Taylor moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**Councilmember Johnson**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:58 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 10, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Charlie Taylor  
David Johnson  
Kelly Laws  
Joe Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Terri Laws, Mike Halliday, Merle McDonald, Ed Johnstun, Wendy Johnstun, Brandon Johnstun, Neil Joslin, Robert Ogle.

Prayer/Thought - The prayer/thought was offered by David Johnson.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the October 27, 2009 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comments were given.
4. Mr. Black presented the October 2009 Natural Gas and Water Reports. Mayor Turk mentioned that San Juan County ranks low in the state in terms of water consumption.
5. Mayor Turk presented the October 2009 Police Report. Chief Bayles explained that the County provided additional assistance on Halloween and it made a big difference in decreasing vandalism on that night. He also explained that a seatbelt survey was conducted which showed 32% of Blanding residents are using their seatbelts. This number is up from typical county averages. There will be encouragement to wear seatbelts by education and enforcement. Mayor Turk asked if seatbelt violations could be the primary reason for a traffic stop. It was explained that if a person appeared to be under 19 or had children in the vehicle, they could be stopped for a seatbelt violation alone.

6. Mayor Turk presented the October 2009 Fire Report. No comments were made.
7. **Councilmember Lyman moved to enter a public hearing regarding Changes to Mobile Home District Permitted Uses. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Hosler explained that the change is to amend the mobile home district to make the ordinance match what is currently being allowed in the zone. Multiple unit housing will be allowed in a mobile home zone, and this change will clarify the wording of the ordinance. Councilmember Grover asked if someone was in the process of building multiple family housing. Councilmember Lyman explained that it has been done in the past and this is just an effort to make the wording clearer.

No public comments were given.

**Councilmember Lyman moved to leave the public hearing regarding Changes to Mobile Home District Permitted Uses. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Webb presented the results of the November General Election. He explained that he was pleased by the interest shown in the election process and is thankful for those who ran. The City of Blanding had approximately a 42% voter turnout compared to the 19% state average. **Councilmember Lyman moved to accept the election results of the November 3, 2009 General Election. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Taylor moved to approve Resolution 2009-15 Authorizing UAMPS Natural Gas Transactions. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mr. Webb explained that UAMPS has decided to start a natural gas project to use pooling to get lower rates for the participants. This resolution would authorize the city to participate in the transactions through UAMPS. He also explained that there is absolutely no cost to the city unless it participates in a particular transaction. Mr. Webb recommended that the City enter into the agreement because it would allow additional options to purchase natural gas. Councilmember Lyman expressed his support because UAMPS does a good job providing lower power costs and this seems to make sense. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mayor Turk recommended that the Council appoint Heidi Swenson to the Recreation Board. Advice and consent was given by the Council for the appointment.
11. Mr. Webb presented the City Newsletter for the approval of the Council. He explained that the main items in the newsletter are the tree-for-all, business license renewals and election results. The City will also be offering natural gas incentives to help customers switch to Natural Gas. Councilmember Lyman asked if the City currently has a net metering policy. Mr. Webb explained that we do not have one at this time, but we are currently in the process of developing one and designing a policy that meets the needs of both the City and its residents. Advice and consent was given to approve the newsletter.
12. Mr. Webb explained that UAMPS is developing a project that will allow for the 30 year pre-purchase of Natural Gas for a rate that is 6-8% lower than the best price that is currently available to the City. UAMPS will float tax exempt municipal bonds, which will be purchased by Merrill Lynch who will contract to sell the gas. There also had to be agreements worked out to allow Blanding City to purchase fuel from a distribution point that is currently not available to us. The City has to decide how much gas it will purchase through this agreement up front, and that amount will be committed to for the next 30 years. If the City committed to more gas than can be sold, the gas can be sold to someone else or the money can be used to purchase electricity that can then be sold. Mr. Webb recommended the City commit to 75% of the current usage adjusted for growth. He explained that the investment is minimal and the reward is much greater than any potential downside. Councilmember Johnson commented that technology will not eliminate the need for natural gas and the use will only continue to increase.
13. Mr. Webb explained that Eagle Air Med would like to double the size of their building at the airport and would like the City to act as a funding conduit for the project. He explained that they are paying the upfront costs of designing the facility, but would like the City to help secure grant funding for the expansion. Councilmember Laws spoke in favor of City support citing that the business has provided a lot of good jobs to the community.

14. Mr. Webb informed the Council that Westwater Community Development has approached the Planning Commission to request a review of their plans for the area. The City has responded that such a meeting would be premature until a MOU is in place with the Council. Mayor Turk expressed concern that this meeting could be long and complicated and should probably take place as a work session and not at a regular City Council meeting. Councilmember Laws explained that until they have met the hurdles to allow them to come under the proposed annexation area, there is nothing further to discuss. He expressed that it would be a great thing if they would like to come in and be treated like any other part of the community. Councilmember Lyman expressed concerns about how a potential sewer system would connect to the City system and how the City would be able to properly provide those services. Mayor Turk explained that we got to this point earlier but the citizens from the area pulled out of the process and did not want to participate. Councilmember Laws explained that there was money available to extend Center Street at one time, but the citizens in the area were opposed to the improvement and it was not pursued. Mayor Turk explained that a meeting would be a good opportunity to hear the issues of the people and also discuss city issues with the people living in the area. The meeting was set for Tuesday December 1<sup>st</sup> at 6:00 pm.
15. Councilmember Laws informed the Council on behalf of Maurice Pugh that he would like to request a stop or yield sign at the intersection of 300 N and 200 W near his home. He feels like it receives a lot of traffic and people drive quickly through the intersection.
16. Open Forum – Neil Joslin asked the Council if the City would have an obligation to the UAMPS tax free bonds. Mr. Webb explained that the only obligation to the City is that they would buy the gas at the levels committed to along with a small administrative fee.

Merle McDonald asked if the Work Session on December 1<sup>st</sup> would be open to the public. It was explained that it is a public meeting, but there will not be an opportunity for public comment.

17. **Councilmember Grover moved to adjourn. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:13 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 27, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	Toni Turk
	City Councilmembers:	Joe Lyman Charlie Taylor David Johnson Erik Grover
	City Manager:	Chris Webb
	City Clerk:	Lisa Rarick
	City Engineer:	Terry Ekker
	General Services Director:	Jeff Black
	Community Development Director:	Bret Hosler

Others Present: Terri Laws, Robert Ogle, Johnny Slavens, Glenna Slavens, Karen Slavens, Jim Slavens, Tye Shumway, Chief Lyle Bayles, Neil Joslin, Merle McDonald, Ed Johnstun, Wendy Johnstun, Tom Palmer, Devin Palmer, Garrin Palmer

Prayer/Thought – The prayer/thought was offered by Joe Lyman.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the October 13, 2009 meeting. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Lyman requested the following clarification to item 7 on page 2. It says that he asked about the necessity of the facility but he was not asking whether the facility was necessary he was just trying to get more information about the demand for the building and its uses. He is not critical of the idea, just curious and seeking more information. Councilmember Lyman moved to approve the minutes with these changes. Councilmember Johnson seconded the motion. Mayor Turk called for a vote. Voting was as follows:**

Those voting AYE	Councilmember Lyman Councilmember Taylor Councilmember Johnson Councilmember Laws
Those voting NAY	NONE
Those ABSTAINING	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Tye Shumway informed Council he is present regarding concerns about the Wellness Center. He would like to see where the discussion goes and possibly address Council again at the conclusion of the meeting during Open Forum.

4. There were no reports presented to Council.
5. Mr. Webb presented Resolution 2009-14, Resolution Authorizing Execution of Construction Principal Forgiveness Agreement. It is to authorize the \$358,000 grant for the 4<sup>th</sup> reservoir pipeline. Mr. Webb explained that the project is already in process but the State found out after the fact that a resolution is required for their files. **Councilmember Grover moved to approve Resolution 2009-14. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Lyman pointed out that to be politically correct it is not a grant but a principal forgiveness. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Grover  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. **Councilmember Taylor moved to approve the Centennial Park Basketball Court Rules as drafted. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Council agreed that using the term “weather permitting” under the first bullet may be redundant with the “slippery or wet” language under the second bullet. Councilmember Taylor made a substitute motion to eliminate the wording “weather permitting”. Councilmember Lyman seconded the motion. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
Councilmember Grover  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. Mr. Webb presented the Red Flag Policy for adoption. No changes were made to the policy previously presented to the Council. **Councilmember Lyman made a motion to adopt the Red Flag Policy. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Lyman explained to those present that the Red Flag Policy pertains to safeguarding personal identification information gathered by the City for utility accounts. Mr. Webb stated that the law requiring the City to adopt a Red Flag Policy with certain requirements came from the Federal Government. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor**



**Councilmember Johnson  
Councilmember Laws  
Councilmember Grover  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Councilmember Taylor informed asked Mr. Webb to report on the bids that were received for the Wellness Center Bid. Mr. Webb reported there were 22 bids submitted with 14 of those being approved by the Council as qualified bidders. Through the pre-bid conference process, several of those bids were eliminated leaving a total of 9 bids with one bid withdrawn. Mr. Webb received the letter requesting withdrawal of the bid. The Council has the option to push the bond because a bid security was submitted which would require the bidder to build the facility for the bid amount or to refund \$50,000 or 5% of the bid to the City. He recommended that the Council throw out the irresponsible low bid and accept the letter of withdrawal. The top three lowest bidders were as follows: Onyx Construction at \$1,926,900; Tri-Hurst Construction at \$1,993,950; and FCI Construction at \$2,034,000.

Mayor Turk reported that the bid process had been investigated as to what legal restraints exist and asked Mr. Webb to review with Council the legal interpretations. Mr. Webb reported that the local contractor, Tri-Hurst Construction, had a bid that was \$67,000 higher than the lowest bid. Tri-Hurst questioned if that was close enough of a bid to not award to the lowest bidder because of other benefits. Staff had received written opinions from two attorneys. Utah law requires that the all government agencies in state of Utah award to lowest possible bidder. The City can determine if a bidder is responsible by other things such as past performance or financial strength. It is the opinion of the attorneys that local preference is not one of those things. However, there have been some communities that do use that as a factor. The attorneys believe that using that factor could be challenged legally. In this case, the City prequalified the bidders, invited them to bid and told them that the City did not include any of the other factors up front as selection criteria. It would not be legal or appropriate after the fact to try to include different selection criteria previously laid out in the bidding process. It was their recommendation that in order to avoid litigation the City accept the lowest possible bidder which was Onyx Construction.

**Councilmember Taylor made a motion to accept Onyx Construction's bid for the Wellness Center. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Taylor has met with contractors and tried to work this out legally. He met with an attorney and asked if there were any way to award this to a local contractor without liability. The opinions of the attorneys come to the same conclusion. He feels the process has to change but cannot do anything different in this situation. Councilmember Johnson agreed that nothing can be done at this point but something should be done for future projects. The amount of money leaving the community is immense. They need to figure out a way to change the bidding policies to allow local people to obtain the work. Councilmember Grover asked what kind of maintenance the City will get from the local contractors because they didn't build the facility. Mr. Webb reported that Redd Mechanical will be doing the plumbing and mechanical. Council was involved in the selection process and they could have eliminated the Salt Lake City bidders up front if they didn't think they would come down**

for maintenance. Councilmember Lyman agreed that by doing the pre-qualification the City is telling each one of the bidders that if they get the low bid, they have won the project. They won't question their commitment or qualifications later because they already pre-qualified them. He would be open to investigating other options of doing things. It may cost more money initially but they could get a better value. There should be ways to set up the rules to have a fair and equitable evaluation of the project. The City has to hold themselves to the rules that are established. Mayor Turk called for a vote. Voting was as follows:

Those voting AYE

Councilmember Taylor  
Councilmember Laws  
Councilmember Lyman  
Councilmember Grover  
Councilmember Johnson

Those voting NAY

Those Abstaining

Constituting all members thereof, Mayor Turk declared the motion carried.

9. Councilmember Taylor presented the contract with Renosys for a design-build pool. In June or July they had met with the designers and reported to Council but did not get an action item to award them the contract. Mr. Webb reported that they did not want to award the contract until there was an affordable project that the City was willing to proceed on. He recommended awarding the contract to Renosys. There is a 15 year warranty for the uni-wall pool with a pvc membrane covering. Councilmember Taylor motioned to approve the contract with Renosys for the new pool. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws verified that the award amount is for \$886,949. Councilmember Taylor stated that the pool design will allow multiple uses at the same time. Councilmember Johnson's only concern in the bid plans is that it shows 0 between the pool people and the electrical construction. Mr. Webb says the pool is self-contained and the pool provider will contain everything except the deck which is part of the Wellness Center contract. Both contractors will be present for the pre-construction conference for correlation. Mayor Turk called for a vote. Voting was as follows:

Those voting AYE

Councilmember Taylor  
Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Johnson

Those voting NAY

None

Constituting all members thereof, Mayor Turk declared the motion carried.

10. Councilmember Laws requested discussion about the City using CEU Trucking to build a road across private property to Well C. A local contractor contacted the City to express concern that this is unfair. The City is allowing the College to compete with private enterprise. In discussion with Mr. Webb he sees this as a government to government association, similar to the county pushing snow for the City or the City fire department fighting fires in the county.

Councilmember Grover is concerned that the college may not have the skills and equipment to do the project. The CEU Manager is concerned about who would be responsible if the culverts wash out. It is a training course for the students and CEU does not want the liability. Mr. Webb stated the City will be responsible for maintenance and liability. CEU has their own insurance on equipment to cover injuries or hurting someone else while doing work for the City. CEU currently works on City land as part of the City's local agreement with them. The City gets free materials from some entities. These agreements are to save taxpayers money. These interlocal agreements are permitted in order to save money and not duplicate equipment that other governmental agencies can provide.

Councilmember Laws says he understands that contractors need all the work they can get to stay afloat but it would cost the City money to hire a contractor to build the road. Mr. Ekker estimated this particular road would cost the City approximately \$60,000. The money has not been budgeted and it is not eligible for Class C money because it is not a public road. Councilmember Laws concluded that this situation is government to government. The College may be competing against private enterprise but the City does not have any control over what the College does.

11. Mr. Hosler asked for advice and consent to send the survey law letter with changes. It has been reviewed by Councilmember Lyman. Mr. Hosler met with the Monticello mayor and manager and the letter has been sent to their City Council for review. He has not received any feedback from them. The County Planner didn't have any comment on the letter and the County Surveyor is opposed to the letter. Council gave advice and consent to send the letter after finding out if Monticello wants to be included or not.
12. Mr. Webb reminded everyone about the Meet the Candidates Night on October 29, 2009 at 7:00 pm at the Arts & Events Center. Steve Jensen will be moderator.
13. Mr. Webb reported that the City is scheduled to close \$1,500,000 CIB 30 Year 0% Bond. He along with the Mayor and City Treasure Jeremy Redd will be signing the final docs. The State will be the debt holder on the project.
14. Open Forum - Tye Shumway appreciated the discussion from the Council on the bid that was awarded. He would like the Council to ponder a few points for the next project. As a contractor and taxpayer in the City he sees a lot of taxpayer money that is not coming back into the city. He has found that the State allows for a best value procurement process. He hopes the City will look into that possibility. The best value in the last bid would be to keep \$1.7 in the local economy. As a taxpayer he is pushing for that. There are ways that the city can make more locally conscience decisions to help the local economy. He is hopeful the City will take this opportunity to see what could be spent locally versus outside of the City. His opinion on the CEU trucking is that the best thing for the taxpayers is for it not to cost the City money even though it conflicts with his job as a contractor. What is the best for the City is the long term benefit not just what is the lowest cost.

Johnny Slavens said he is very impressed with the conduct of Council and their role. He had questions regarding the Wellness Center bid. Has Onyx Construction worked in Blanding before? What is their reputation? What percentage of the sales tax does the City get? Is that

another factor that would make up the difference in the \$67,000 bid difference? With the unemployment rate he doesn't know that the City has to fork out any money that comes from Federal or State.

Mayor Turk encouraged everyone to attend Meet the Candidates Night and to participate in the election.

15. Councilmember Grover moved to adjourn. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

Councilmember Johnson  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Grover  
Councilmember Laws  
NONE

Those voting NAY

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 7:52 pm.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 13, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Tempore: Kelly Laws  
City Councilmembers: Joe Lyman  
Charlie Taylor  
David Johnson  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler

Absent:

Mayor: Toni Turk  
City Councilmember: Erik Grover

Others Present: Jim Slavens, Mike Halliday, Robert Ogle, Ed Johnstun, Wendy Johnstun, Merle McDonald, Rebecca Stoneman, Robert Hosler, Ray Palmer.

Prayer/Thought - The prayer/thought was offered by Kelly Laws.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the September 22, 2009 meeting. Councilmember Johnson seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

3. Open Forum – Rebecca Stoneman addressed the Council representing Edge of the Cedars Museum and gave a report of upcoming programs at the facility. She further explained that some of the presentations will include Hopi and Glen Canyon archaeology as well as stories about the westwater area.
4. Mr. Black presented the September 2009 Water and Natural Gas Reports. No comments or questions were presented by the Council.
5. Mr. Webb presented the September 2009 Police Report. There were no questions or comments.

6. Mr. Webb presented the September 2009 Fire Report. There were no questions or comments.
7. Mr. Webb presented an updated CIB Capital Project List, and explained changes to the list from the previous representation. He commented that the mountain pipeline was moved back one year to make room for a distribution project in the City. Councilmember Laws clarified that the water and sewer projects presented did indeed include major distribution improvements. **Councilmember Lyman moved to approve the revised CIB Capital Project List. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Councilmember Lyman asked about the rodeo arena that is on the list and asked about the necessity of building such a facility. Councilmembers Laws and Taylor expressed interest in keeping the arena on the list and commented that it can be removed at a later date if necessary. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

Those voting AYE

Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws

Those voting NAY

NONE

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

9. **Councilmember Laws moved to award a bid for asphalt and road improvements to LeGrand Johnson for \$13,110.50. Councilmember Lyman seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Mr. Ekker recommended that the Council award the bid, and also explained that LeGrand Johnson was the sole bidder on this project. The small project will address some problem areas on 200 North and also repair the street at 100 East just north of Main Street. Councilmember Lyman asked if there was an engineer's estimate for the project. Mr. Ekker explained that an estimate was not prepared, but the price falls within the range that he had anticipated. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

Those voting AYE

Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws

Those voting NAY

NONE

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

10. Mr. Webb informed the Council that city staff would like to purchase a crack seal machine that was not pre-approved in the current budget. He further explained that because of money received from the County, C-Road money has been freed up that can be used to purchase the machine. The City has borrowed a machine from Monticello for many years and now has the money to purchase one for its own use. **Councilmember Laws moved to approve the purchase of a crack seal machine. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Councilmember Laws commented that this purchase has been talked about for many years, but the money had not been available. Councilmember Johnson commented that he would like to see city staff have the correct tools to do their job. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Johnson**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

11. Councilmember Lyman asked for advice and consent to advertise a public hearing to make the discussed changes relating to Mobile Home Districts. He further explained that the changes are not substantial but only clarify the ordinance. Advice and consent was given to advertise for a public hearing.
12. Councilmember Taylor presented the proposed language for a sign to be posted at the Centennial Park basketball courts. Councilmember Laws commented that he is opposed to any language restricting the carrying of firearms at the park and would not vote in favor of any rules restricting gun rights. Councilmember Taylor also expressed his opposition to the gun ban language. He further explained that officers have stepped up their patrolling in the area and most of the problems have been taken care of. Discussion was centered on simplifying the sign so that there would be less verbiage to be read. Changes will be made to the rules and be brought back at the next meeting.
13. Mr. Ekker gave an update on projects relating to the deep well booster pump. He explained that there were problems getting enough flow for the booster pump, and a loop of the water system had to be created near the elementary school. The project fixed the flow problem and the pumps have been tested. He cautioned that the water master plan that is currently being prepared may identify other areas of the community with similar flow problems, and that these problems cause low pressure for fire hydrants. Councilmember Johnson asked about problems with the integration of wells B&C. Mr. Ekker explained that he would not characterize them as problems, but the project has dragged on longer than anticipated and the City is now working with a bonding company to finish the project.
14. Mr. Redd presented a red flag policy for the consideration of the Council. He explained that the policy is required by federal law to protect against identity theft. The policy will require a few changes to current city policies including requiring government issued identification to apply for utilities, and forcing those receiving utilities in the name of a deceased relative to change the responsible party to someone currently available to pay for those utilities. He commented that a letter will be sent to landlords informing them of the changes. The item will be brought back as an action item at the next meeting.

16. Councilmember Lyman presented a letter which was drafted to petition the state to relax its rules for the surveying of annexation and subdivision splits. Councilmember Lyman commented that he would like to see language added to include minor subdivisions, and that a revised letter would be presented at the next meeting.
17. Mr. Webb presented a question to the Council regarding charging connection fees for lots in Pioneer Estates. He explained that when improvements had been made to some of the lots in the subdivision, the City decided to begin charging connection fees because of the substantial cost of the improvements. At the time, there was no decision made about lots on the North end that did not have their utilities substantially improved. Mr. Webb explained that the issue is coming to the Council because city staff has not been able to reach a consensus on the topic. The Council decided not to charge connection fees for those lots ~~at this time~~. *and to continue to honor the original agreement.*
19. Open Forum – Jim Slavens that he has a letter from the City signed by former City Administrator Bud Nielson that gives him two utility hook-ups to be used anywhere at any time. He asked if the city would honor the letter. Mr. Webb commented that if there is a written agreement then the city has tended to honor those agreements in the past, but he could not be certain without reviewing the document.
20. **Councilmember Taylor moved to adjourn. Councilmember Lyman seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Johnson**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

Meeting adjourned at 8:20 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
SEPTEMBER 22, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
David Johnson  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler  
Police Chief: Lyle Bayles

Absent:

City Councilmember: Charlie Taylor

Others Present: Terri Laws, Ed Johnstun, Wendy Johnstun, Robert Ogle, John Brake

Prayer/Thought - The prayer/thought was offered by Mayor Turk.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the September 8, 2009 meeting. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – no public comments were given.

4. Mr. Webb presented the financial audit for the fiscal year 2008-2009. He explained that it was another good audit, with the only finding being some slow deposits from the Justice Court. Mr. Webb went through the audit and pointed out some of the financial information. The net assets are up and the debt is down. He also cautioned the Council about the electric fund, stating that the margins have been decreasing each year and power costs are expected to go up with the implementation of green power regulations. He warned the Council that power increases are most likely inevitable.

Mayor Turk commended the administration for the clean audit and the frugality with which the City has operated.

Councilmember Lyman commented that the debt of the city is very conservative and any bank would loan money to this company. He explained that Blanding City is quite unique in it's sound fiscal position and that he is proud to have anything to do with the City.

**Councilmember Lyman moved to accept the 2008-2009 Financial Audit. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

5. **Councilmember Laws moved to approve Resolution 2009-12 Meter Reading Policy with changes. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mr. Webb asked that the words "feasible and available" be added to the policy under section b. Discussion followed regarding automatic meter reading and the implementation of automatic meters. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. **Councilmember Laws moved to approve Resolution 2009-13 Personnel Policy Changes with changes. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Three different grammatical changes were made to the policy. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. **Councilmember Laws moved to accept the canvass and approve the results of the September 15, 2009 primary election. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Mr. Webb explained that the results are as presented by the election judges for approval and acceptance. Councilmember Laws stated that the community should be ashamed of themselves because there was only a 10% turnout. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. The Council discussed the basketball court closing time at Centennial Park. Mr. Webb explained that there are not lights specifically on the courts, but the parking lot lights do illuminate the courts. He further explained that because it is a public park and already has a curfew, he is not in favor of any changes. John Brake explained that he is not opposed to kids playing at the park, but he would like to see the current rules enforced. Councilmember Laws explained that if there are no rules specifically for the basketball courts, the kids do not know they are acting inappropriately. He would like to see a sign with rules posted. The Council asked the city staff to draft rules to bring to the next meeting for their approval.
9. Councilmember Lyman presented discussion about clarification of the mobile home zone. He feels that the ordinance is clearly missing a clarification about which types of structures can be built in this zone. He further commented that each of the other zones have the clarification in place. Advice and consent was given to put the statement in ordinance form and schedule a public hearing.
10. Councilmember Lyman discussed changes he would like to see to the annexation survey requirements. He would like to see the Council draft a joint letter with the Planning Commission to help gain traction for the idea that engineers should be able to complete the surveys in rural communities. Advice and consent was given by the Council to draft the letter.

11. Councilmember Grover explained that he had received multiple complaints from members of the community who were concerned about landing a life-flight helicopter on the street in front of Blue Mountain Hospital. They are concerned about the use of government money to provide police to block off the street. Councilmember Grover expressed his thankfulness for the new hospital and also explained that several members of his family have already been treated in the emergency room of the new hospital. Even so, he feels as though the hospital should have to pay for any city emergency personnel that are required.

Mr. Webb explained that it has always been the feeling of the Council to spend needed money and do whatever is necessary to save a life.

Mayor Turk commented that he has given temporary permission to allow the helicopters to land, but more permanent permission would have to be granted by the Council. He has also heard that there are plans in place to construct a permanent helipad on the property.

Councilmember Lyman expressed concern that people are worried about the hospital using government funds when the San Juan Hospital is subsidized by a tax levy and receives additional subsidies each year from the County.

12. Mr. Webb informed the Council of the bid opening for the Wellness Center on October 20<sup>th</sup> at 2:00 pm. He further explained that the final plans have been sent to qualified bidders and they will be required to attend a pre-bid conference on September 29<sup>th</sup>.
13. Councilmember Grover expressed concern over a storm water pipe not being compacted properly. It is in the area of 500 – 650 South. Mr. Ekker agreed to look into the situation.
14. Councilmember Laws explained that a little league football game that he attended did not finish until after 10:00 on a school night, and he felt that was too late to have kids play. He also expressed concern that older brothers are acting as referees for their younger brothers. Councilmember Johnson explained that he would like to see three referees and a representative from the high school coaching staff present during the games.
15. Open Forum – no public comments were given.
16. **Councilmember Lyman moved to retire to Executive Session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**Councilmember Grover**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:28 pm.

Mayor and Council returned from executive session at approximately 8:57 pm.

17. **Councilmember Grover moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:58 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
SEPTEMBER 8, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Charlie Taylor  
David Johnson  
Kelly Laws  
Joe Lyman  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Manager: Chris Webb  
Community Development Director: Bret Hosler

Others Present: Robert Ogle, Mike Halliday, Terri Paul, Katie Hiatt, Kim Hiatt, John Brake, Neil Joslin, LaRue McDaniel, Ed Johnstun, Wendy Johnstun.

Prayer/Thought - The prayer/thought was offered by Erik Grover.

1. The Pledge of Allegiance was recited.
2. **Councilmember Grover moved to approve the minutes and financial disbursements of the August 25, 2009 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting AYE</b>	<b>Councilmember Grover</b>
	<b>Councilmember Taylor</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
<b>Those voting NAY</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Terri Paul addressed the Council representing the Edge of the Cedars Museum. She informed the Council and the community of many programs that will be held at the museum in the next few months. They include after-school programs for children and a public open house and behind the scenes tour of the facility.

John Brake asked the Council to consider closing the basketball courts at Centennial Park earlier than the current time of 11:00 pm. He explained that he has called the police many times to complain of excessive noise related to the courts. Councilmember Taylor asked if it seemed to be the same group each time, and Mr. Brake responded that for the most part it was the same group of people. Councilmember Taylor asked for the item to be brought back as a discussion item at the next meeting.

Katie Hiatt addressed the Council and explained that she is organizing a walk-a-thon to raise money for elementary school teachers. She requested that the four roads immediately adjacent to the school be closed on October 10<sup>th</sup> from 10-12:00 noon. The closure would allow for the children to safely walk during the event.

LaRue McDaniel explained that she walks near Centennial Park early in the morning and routinely sees a police officer working in his vehicle in the area.

4. Mr. Black presented the August 2009 Natural Gas and Water Reports. There were no additional questions or comments.
5. Mayor Turk presented the August 2009 Police and Fire Reports. Comments were made that both the Fire and Police Departments were busy during the month.
6. Mr. Redd presented the Meter Reading Policy for the consideration of the Council. He explained that more customers have made their gas and electric meters inaccessible to meter readers. The point of the policy is to make sure meter readers are able to perform their work quickly and safely. Councilmember Laws explained that this has been in the works for a few years, and asked for the issue to be brought back as an action item at the next meeting.
7. Mr. Redd asked the Council for advice and consent to hold a city employee barbeque at Centennial Park on October 1. He explained that the City would pay for the meat and employees would bring potluck side dishes. Discussion centered on whether or not an event like this has been held in the past. Advice and consent was not given.
8. Councilmember Lyman informed the Council that state law requires an annexation survey to be completed by a licensed surveyor. He explained that these surveys are costly and somewhat inaccessible to rural communities. He further explained that the Planning Commission would like to draft a joint letter with the City Council to be sent to lawmakers requesting a waiver for rural and lower class counties. He asked that the item be brought back as a discussion item at the next meeting.
9. Councilmember Lyman explained that the Mobile Home Zone does not specifically state that construction types from a more restrictive zone will also be allowed in this zone. It is done in practice, but he is concerned that the ordinance does not specifically state that it is allowed. It was discussed that a change to the ordinance would require a public hearing and public comment. Mayor Turk asked if this case might be an omission that could be rectified using a scribe's omission. Councilmember Lyman asked for the issue to be brought back as a discussion item at the next meeting.
10. Mr. Redd informed the Council that the Personnel Policy will be brought as an action item for adoption at the next meeting.

11. Mayor Turk read a letter from three college students who were involved in an automobile accident near Blanding. The letter thanked emergency personnel and Blanding citizens who helped them and made a bad situation better. Mayor Turk informed the author of the letter that he would share their thanks and appreciation with the community.
12. Open Forum – Ed Johnstun encouraged the Council and members of the community to attend the civics meetings being held at Connected Technologies. The next meeting will be on September 17<sup>th</sup> at 7:00. He explained that people can make a difference in their communities and their nation.
13. Robert Ogle explained that there will be an informal town hall meeting held and members of the community will be able to make any comment they wish. The meeting will be videotaped and sent to state and federal representatives.
14. **Councilmember Laws moved to retire to executive session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Johnson  
Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:05 p.m.

Mayor and Council returned from executive session at approximately 8:54 p.m.

15. **Councilmember Taylor moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:55 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 25, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
David Johnson  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler  
Police Chief: Lyle Bayles

Others Present: Ed Johnstun, Wendy Johnstun, Robert Ogle, LaRue McDaniel, Jeff Barrett, Kevin Averett, Merle McDonald, Mike Halliday, Kelly Bradford, Paul Krauth, Lynn Elliott.

Prayer/Thought - The prayer/thought was offered by Charlie Taylor.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the August 11, 2009 meeting. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Paul Krauth addressed the Council representing the Utah Division of Water Quality. He explained that his office now has authority over issuing operating permits for sewer lagoons. He further explained that they will be requiring information be gathered for each lagoon regarding flow and pond depth. The Council asked about possible problems if the Blanding lagoon does not pass state inspection. Mr. Krauth expressed his opinion that there are no problems with the sewer lagoon in Blanding, but hardship grants could be applied for if problems were found.

4. Open Forum – LaRue McDaniel addressed the Council and explained that she has very conservative views on most issues. She asked the Council if they were receiving pressure from Federal or State officials regarding sustainable development within the community. The Council assured her they were receiving no such pressure at this time. Mrs. McDaniel left literature with each Councilmember regarding sustainable development issues.
5. Mr. Ekker reported that the pumps for wells B and C are in and all of the electrical elements have been completed. The pumps have been tested and samples have been taken of the water from the wells. He explained that the results from the tests will be known soon, but all of the major parts of the pumps are now functional.
6. **Councilmember Taylor moved to Approve a Bond Resolution Authorizing the Issuance of a Sales Tax Revenue Bond, Series 2009 of Blanding City, San Juan County, Utah, for a Wellness Center with the changes as noted. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The Council discussed some of the language in the resolution, and made sure there was understanding of each type of fund referred to in the document. Councilmember Lyman pointed out that the language in the document stated that the money would be used for road construction. A change should be made, because the money will be used for Recreation. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. Mr. Webb presented the list of qualified contractors for the Wellness Center. He explained he, Lynn Elliott and multiple Councilmembers met and eliminated contractors who were either too distant to complete the project or too small to handle the scope of the facility. The City will be pleased to award the bid to any of the remaining contractors who will be allowed to bid on the project. He also explained that there will be a mandatory pre-bid conference. Advice and consent was given to proceed after the revision of the plans has been completed.
8. Councilmember Johnson informed the Council of damages to the airport that were caused by a plane that landed in an awkward manner damaging runway lights. He explained that the pilot is not required to have insurance on this type of aircraft, but he would like the see the City charge the pilot for the damages. Mr. Webb explained that when there is damage done at any public city-owned property, those responsible are required to reimburse the City for the cost of repairs. Councilmember Johnson reported that he has tried to contact the FAA regarding the incident, and asked City Staff to continue to attempt contact. There was discussion amongst the Council about an aircraft possibly taking off on a city street. The feeling was expressed that this would be viewed negatively by the City and law enforcement.

9. Mr. Webb presented an updated copy of the City Personnel Policy. He explained that over the years changes have been made by the Council to the policies, and the revision is to update the policy to match what is currently in place. There was discussion about typographical errors in the document. It was determined that the item will be brought back later as an action item.
10. Councilmember Lyman explained that he was absent for the last discussion about storm water issues, but wanted to bring a lot owned by Clark Grover to the attention of City Staff. Councilmember Grover explained that there have been drainage issues on the property for many years, and most if not all of the issues were not caused by the City.
11. Open Forum – no public comments were given.
12. Mayor Turk recognized the candidates for Council in the audience as well as those who currently serve on the Council. He reminded everyone of the Primary Election on September 15<sup>th</sup>.
13. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:58 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 11, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Charlie Taylor  
David Johnson  
Kelly Laws  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler  
Chief of Police: Lyle Bayles

Absent:

City Manager: Chris Webb  
City Councilmember: Joe Lyman

Others Present: Merle McDonald, Ed Johnstun, Wendy Johnstun, Neil Joslin, Mike Halliday, Robert Ogle.

Prayer/Thought - The prayer/thought was offered by Bret Hosler.

1. The Pledge of Allegiance was recited.
2. **Councilmember Taylor moved to approve the minutes and financial disbursements of the July 28, 2009 meeting. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover**

**Councilmember Taylor**

**Councilmember Johnson**

**Those voting NAY**

**NONE**

**Those Abstaining**

**Councilmember Laws**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Robert Ogle informed the Council of a new website that will contain information about San Juan County. The site will also have classified ads, news articles and weather pertaining to the area. The site is located at [www.sanjuancounty.info](http://www.sanjuancounty.info). He suggested that the City consider adding a link to the new site from the City website. Mayor Turk asked Mr. Redd to review the site and determine whether or not a link would be appropriate.

4. Councilmember Johnson commented on an airplane accident at the airport. He reported that it was serious and could have been much more serious or even caused a fatality. He explained that the FAA would be onsite tomorrow to investigate the incident, and he would like an agenda item for the next meeting to discuss ways to help make the airport safer. Councilmember Taylor commented that he would check with the officer in charge of the investigation to gather more details.
5. Mr. Black presented the July 2009 Natural Gas and Water Reports. There were no additional questions or comments.
6. Mr. Bayles presented the July 2009 Police Report. He explained that cases were down slightly from the previous month. He asked the Council about budget for the repair of Officer Bradford's vehicle. He told the Council that he did not have a budget for repair to vehicles. Mr. Redd explained that all police expenditures have to go against the police budget and at the end of the fiscal year, if the overall budget amount for the police department is overspent then an adjustment will need to be made.
7. Mr. Hosler presented the July 2009 Fire Report. There were no additional questions or comments.
8. Mr. Ekker presented a bid summary for the 4<sup>th</sup> Reservoir Pipeline Project. He recommended that the Council award the bid to S&S Enterprises of Moab for \$209,409.75. He explained that they were quite a bit lower than the other bidders because they were able to secure a lower bid for the PVC pipe. **Councilmember Laws moved to award the 4<sup>th</sup> Reservoir Pipeline Project to S&S Construction for \$209,409.75. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws

Those voting NAY

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mayor Turk recommended Shauna Hurst for appointment to the Planning Commission. **Councilmember Grover moved to appoint Shauna Hurst to the Planning Commission. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws

Those voting NAY

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Ekker presented the storm water project priority list for discussion. He explained that during the last major rainstorm there were a few problems. He explained that Mr. Bob Hosler had storm water infiltrate the sanitary sewer system. Mayor Turk asked about the cleanup process, and Mr. Ekker explained that it has been turned over to the insurance company and is being completed.

Mr. Ekker addressed the Joe Hurst / Tri-Hurst Construction property and the storm water issues there. He explained that the system is designed to handle a 10 year storm, and the storm we received was more than that type of an event and exceeded the capacity of the system. He also explained that the building was built in a natural drainage area and there will always be problems at that property because of the location. He has met with Joe Hurst and he and Mr. Black are looking at ways to minimize the impact of storm water on his property.

Mayor Turk commented that there is approximately \$10,000 each year for storm drain projects and the public will have to understand that everything cannot be fixed immediately. Councilmember Laws commented that the public did not want to be billed a lot and they will also not be able to expect a lot of immediate change. He explained that when the culinary water system was built they did not have a problem-free system, they had to build the utility from scratch, and it took many years before the utility met the needs for all citizens. The storm water utility is similar and it will also not meet everyone's immediate needs. He asked if the public would like the City to raise the rates and finish the projects quickly or keep the price low and take many years to finish the identified projects.

Councilmember Johnson asked if the storm water project completed last year hurt or helped Mr. Hurst. It was explained that the storm water projects completed to date have not impacted the storm water issues for Mr. Hurst.

Mr. Ekker explained that the City staff has been trying to identify ways to complete some of the projects using City employees and equipment. This would allow for completion of the projects in a more economical manner than would otherwise be possible.

11. Open Forum – no public comments were given.

12. **Councilmember Grover moved to adjourn. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 7:45 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 28, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
David Johnson  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
Community Development Director: Bret Hosler  
Police Chief: Lyle Bayles

Absent:

City Councilmember: Kelly Laws

Others Present: John Forrester, Robert Ogle, Merle McDonald, Neldon Holt, Roberta Holt, Neil Joslin, Kathleen Lyman, Colette Lyman, Al Clarke, Shirley Clarke, Jon Hunt, Jackie Hunt, Christine Marian, Milt Pipkin.

Prayer/Thought - The prayer/thought was offered by Jeremy Redd.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the July 14, 2009 meeting. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Johnson**

**Those voting NAY**

**NONE**

**Those Abstaining**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Al Clarke and Jon Hunt presented the awards for the July 4<sup>th</sup> parade. Mr. Clarke thanked Mr. Robert Ogle for organizing the judging of the floats. He also thanked Neldon Holt for his participation as the Grand Marshall for the parade, and invited him to participate in the award ceremony. First place was awarded to the Hunt Family; 2<sup>nd</sup> Place to Utah Navajo Health Systems; 3<sup>rd</sup> Place to Eagle Air Med; Honorable Mention awards were given to San Juan Pharmacy and Four Corners Regional Care Center.

Councilmember Grover thanked Jon Hunt and his entire committee for their work and efforts towards this year's July 4<sup>th</sup> celebration. Mayor Turk commented that the feedback he has received indicated that this was the best July 4<sup>th</sup> celebration ever.

4. Open Forum – no public comments were given.



5. Mr. Webb explained that he was asked to follow up on potential liability at the retention pond near the Visitor Center. He contacted the insurance provider and they explained that there are many such ponds throughout the state and they do not recommend fencing them since there is very limited if any liability. They will be in Blanding doing a risk assessment, and they will take a closer look and make further recommendations if necessary.
6. Councilmember Lyman began a discussion about a third party sewer connection. He explained that he wanted to make sure there were no other alternatives discovered since the last meeting. Mr. Ekker explained that it is against state law to connect through the sewer lateral of another property. He also commented that a possible solution to the problem would be to extend a sewer main through property owned by Britt Barton, which would allow them to connect and not have to cut the road.
7. Mr. Webb presented modified plans for the outdoor pool at the new Wellness Center. He explained that the changes will allow the pool to be more multi-functional and should not affect the costs substantially. Councilmember Johnson asked about the capacity of the pool. Mr. Webb explained that the amount of capacity will be substantially increased from the current pool. The surface area is nearly doubled, but the pool goes to zero depth so the amount of water in the pool is much less than double. Advice and consent was given to proceed.
8. Mr. Webb gave the Council an update on projects currently in process. Each project was discussed including Fourth Reservoir transmission Line, Water treatment Plant, Deep Well Integration, Water Master Plan, 625 South Sewer Project, Road Projects, Storm Water Project, and Wellness Center. Mr. Webb explained that the Council is seeking to fund a project that will add distribution lines on 300 West and also fix Starvation Reservoir. The City did not qualify for 100% grant for the project but instead was offered a 45% grant 55% loan funding mix. Mr. Webb explained that if the city was to borrow for the project it would have to raise water rates by \$1 per month to cover the additional debt. Mr. Ekker explained that the distribution lines on 300 West are a major need and will need to be completed before road projects can be done in the area. The Council decided to not accept loan funding, but instead seek other funding sources and partners.
9. Mr. Webb informed the Council that the primary election for the 4 year Council seat will be held on September 15<sup>th</sup> and a sample ballot will be available soon.
10. Mayor Turk explained that he had a meeting with Harold Lyman and Gary Shumway to discuss ways to enhance the understanding of the community in regards to the name Blanding and where it may have come from. He informed the Council that a website has been launched explaining the genealogy of the Blanding name. A link to the site can be found on the Blanding City website.
11. Open Forum – Merle McDonald asked about a possible name change for Blanding. Mayor Turk explained that he would like to see people happier and prouder of the name Blanding.

John Forrester addressed Council and commented that last Sunday night during the torrential rainstorm water was coming out of the storm drain and onto his property. He commented that it washed out part of his property located at 100 E Pioneer Road.

12. **Councilmember Grover moved to retire to Executive Session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Johnson**

**Councilmember Grover**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:57 pm.

Mayor and Council returned from executive session at approximately 8:15 pm.

13. **Councilmember Lyman moved to adjourn. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Johnson**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:17 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 14, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
David Johnson  
Kelly Laws  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler  
Chief of Police: Lyle Bayles

Others Present: Terri Laws, Robert Ogle, Neil Joslin, Kim Smith, Ed Johnstun, Wendy Johnstun, Merle McDonald.

Prayer/Thought - The prayer/thought was offered by David Johnson.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the June 23, 2009 meeting with a change to item 16 – to read “better results.” Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Those voting NAY**

**Absent**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Laws**

**NONE**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.
4. Mayor Turk administered the oath of office to David Johnson. Mr. Johnson will fill the remaining term vacated by Councilmember Thacker.

5. Kim Smith addressed the Council representing White Mesa Ute Council and White Mesa Inc. He explained that he is requesting a sewer connection for a pavilion and tepee on 500 South. He proposed tying in to a sewer connection on another property, or being allowed to cut the street to allow the sewer to be connected normally. Councilmember Lyman read from the city ordinance that states that each building must have a separate sewer connection. He explained that because there is access to the street and the sewer system, they would be required to make their own connection, and would not be allowed to connect through another property. Mr. Hosler questioned the development of the property in the County and whether or not a building permit has been issued for the property. Councilmember Lyman asked that the issue be brought back as a discussion item at the next meeting.
6. Mr. Black presented the June 2009 Natural Gas and Water Reports. There were no additional questions or comments.
7. Mr. Bayles presented the June 2009 Police Report. He explained that cases are up slightly, and there were 21 dog citations issued last month.
8. Mayor Turk presented the June 2009 Fire Report. There were no additional questions or comments.
9. Councilmember Laws commented on the July 4<sup>th</sup> celebration. He expressed his appreciation to the committee on the outstanding celebration. He commented that he did not speak to a citizen who did not appreciate it. Councilmember Johnson commented that he received many positive comments from people who are from outside the community as well, and feels that the expenses are well worth the cost to the city.
10. Councilmember Laws introduced a discussion regarding fencing the detention pond near the Visitor Center. He explained that it will cost a lot of money, but if it is not done there will be a problem with weeds and potential liability. Councilmember Taylor explained that he too is concerned about liability, but other cities have detention basins without fences and he would like to have the liability issue looked into. Councilmember Lyman made a similar observation about detention ponds without fences in other communities. Councilmember Johnson asked how long it takes for the pond to drain after a rainstorm, and it was stated that it would take approximately an hour. Councilmember Laws mentioned that it would only cost the City several hundred dollars to prepare and plant the area so that it is not an eyesore or a weed patch. Advice and consent was given to prepare and seed the property next fall.
11. Councilmember Taylor addressed the issue of closing Central Park at 10:00 pm because of volleyball and tennis play later in the evening. Councilmember Johnson asked about possibly adding a timer to the light system that would turn off the lights at 10:00. Mr. Bayles commented that the concern was brought to him by residents who live near the park, and he mentioned that there are a lot of homes close to the park. Advice and consent was given to turn off the lights at 10:00.
12. Councilmember Grover commented on the July 4<sup>th</sup> celebration and thanked the members of the committee for their substantial efforts. He also acknowledged Richard Perkins for allowing his property to be cleared and used for parking.
13. Mayor Turk reviewed the council assignments for 2009. He assigned Councilmember Johnson to fill the assignments vacated by Councilmember Thacker.

14. Mr. Redd informed the Council of the residents who have filed for open Mayor and Council seats for the November election. To this point, Charlie Taylor, David Johnson, Robert Ogle, Mike Halliday and Jackie Jeppson have filed for Council seats. Mayor Toni Turk and Jim Slavens have both filed for the Mayor seat.
15. Mayor Turk wanted to share information with the Council and community regarding the artifact raids that were conducted in the community. The following are a compilation of the Mayor's responses to media, to the federal government and to elected officials during the past month – relating to the antiquities raid in Blanding on June 10, 2009:
  - *It is unacceptable that those conducting the raid should excuse their strong-armed tactics as "following protocols." My comment has been that the invading officers did not take the time during their 2 ½ year investigation to learn the nature of the community. Blanding is not a white supremacist militia camp, which is how we were treated.*
  - *It is being alleged that the level of force used was not allowable under prevailing rules of engagement, and it was necessary to "presume" there were drug violations inherent within the antiquities trafficking. If true, such a subterfuge would be an abuse of power.*
  - *Blanding is not a racially divided community. We are a racially diverse community whose character is captured by the phrase inscribed above the traditional healing facility in front of our new Blue Mountain Hospital – "As One with Pure Hearts." Our new hospital symbolizes the partnership between our several communities.*
  - *The majority of our citizens are not guilty of the crimes alleged against some of our citizens. To the extent that there are violations of the Antiquities Act, the least effective way to change behavior is to launch a military-style strike against our community every twenty plus years. The way to bring about long-term change is through education. A good first step in that regard would be to repatriate to the Edge of the Cedars Museum all antiquities legally trafficked out of San Juan County and held in storage at universities and museums around the world. These need to be returned with a parallel investment in developing curricula.*
  - *The federal government's interest in enforcing the law is selective. A deaf ear has been turned to the City's request for assistance in dealing with the flow of illegals through our community. In my opinion a much stronger case can be made that the trafficking in illegals is tied to drug trafficking, than antiquities trafficking is tied to it. In the national debate it is too risky for politicians to offend large voting blocs. Blanding on the other hand was a politically inconsequential target.*
16. Councilmember Laws commented that Blanding is a community of survivors and will rise above the current problems it faces. If we sling mud, we lose. Let's just go one living and stay close together as a community and we will come out on top.
17. Open Forum – Merle McDonald expressed appreciation to Mayor Turk and the Police Department for their handling of the situation with the antiquities raid. She expressed that she is not sure if she feels safe here because of what has happened.

Ed Johnstun commented that Blanding should not be characterized by someone who is not a long-term member of the community.

18. **Councilmember Laws moved to adjourn. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Johnson  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 7:57 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JUNE 23, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

General Services Director: Jeff Black

Community Development Director: Bret Hosler

Police Chief: Lyle Bayles

Others Present: Todd Moon, Kendall Laws, Kevin Averett, Robert Ogle, Merle McDonald, Ed Johnstun, Wendy Johnstun, Cindy Bayles.

Prayer/Thought - The prayer/thought was offered by Joe Lyman.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the June 9, 2009 meeting. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Grover**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Chief Lyle Bayles addressed the Council for instructions regarding the closing time of Central Park. He explained he has been approached by citizens who wish to see the park closed at 10:00 pm instead of 11:00 because students are using the courts late at night and creating noise. Councilmember Laws asked that the issue be brought back as a discussion item at the next meeting.

Todd Moon asked if the field around the fireworks area could be mowed to reduce the hazard from the fireworks display on July 4<sup>th</sup>. The request was noted by Mr. Webb.

4. Mr. Black reported back on the cost of fencing the storm water detention basin near the Visitor Center. He explained that 1,365 lineal feet of fencing material would be needed, at a cost of \$19,110.00. Councilmember Laws asked that the issue be brought back as a discussion item for the next meeting.
5. Councilmember Grover asked about weed control at the sewer lagoons, and specifically if the City could spray the russian thistle that is currently growing near the pond. He explained that the weed is beginning to encroach on the neighbors in the area. Mr. Black commented that he would work on the issue.
6. Mayor Turk presented Councilmember Thacker with a plaque commemorating his service as a member of the City Council. He expressed appreciation for his efforts and service.
7. Mayor Turk recommended David Johnson for appointment to the City Council. He thanked each of the applicants for their interest in the position, and explained that Mr. Johnson was the choice of the majority of the Council.  
**Councilmember Taylor moved to appoint David Johnson to the City Council effective July 1, 2009 to fill a term ending on December 31, 2009. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Redd presented Resolution 2009-9 and explained that the resolution opens the current budget and will make changes to the expenditures contained in the budget. The changes will not increase the amount spent, but will change the categories of the expenditures. **Councilmember Laws moved to adopt Resolution 2009-9 Opening and Adjusting the 2008-2009 Fiscal Year Budget. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**



9. Mr. Webb presented Resolution 2009-11 Adopting the Certified Tax Rate. He explained that the State Tax Commission uses valuations and collections to generate a tax rate to keep the revenue to the City neutral, with a small increase for the growth allowance. He further explained that because of a mandated increase in values, the tax rate will decrease from .003252 to .003048. Because the City will remain revenue neutral, there will not be a need for truth in taxation hearings. **Councilmember Lyman moved to adopt Resolution 2009-11 Adopting the Certified Tax Rate. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Lyman asked about a municipality raises their effective rate and the effect that would have. Mr. Webb explained that they would then have to hold truth in taxation hearings to allow for citizens to speak to the increase. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb presented the Council with a tabulation of the bids that were received for the Well A Integration. He explained that the bids came in below the engineer's estimate. He asked the Council to award the bid to the low bidder, Brown Brothers Construction, in the amount of \$341,645. **Councilmember Laws moved to award the contract for Well A Integration to Brown Brothers Construction in the amount of \$341,645. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Grover asked why they were below the engineer's estimate on the project. Mr. Webb explained that they have met with the engineer and are confident that they can complete the project for their bid price. Councilmember Laws explained that Brown Brothers have done a lot of work in the area, have a good track record, and are competent. Mayor Turk called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. Mr. Webb presented the summer newsletter for approval to be printed and distributed with the utility bills this week. **Councilmember Laws moved to approve the newsletter. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
Councilmember Taylor  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. Mr. Webb gave kudos to Councilmember Grover and his July 4<sup>th</sup> committee for their efforts in putting together the events for this year's celebration. He explained that Senator Hinkins and Representative Watkins will both be in attendance at the breakfast and parade. Councilmember Lyman also commented on the fantastic job that has been done to organize the events, and the effort that has been expended to make the event successful.
13. Mr. Webb reported that plans are proceeding to build the Wellness Center with a pool and two courts. The City was successful in petitioning the CIB for \$975,000 in grant funding for the project. He explained that the project will now go to bid as requested with the pre-qualification of bidders as part of the process. Mayor Turk congratulated Councilmember Lyman on his work to secure the funding.
14. Mr. Webb informed the Council of the annual financial audit which will take place the week of July 27<sup>th</sup>. If anyone would like to talk to the auditors at that time they are welcome to do so.
15. Mr. Webb explained that the Enterprise Zone application has been approved. Grant money and tax incentives are available for those who qualify.
16. Mayor Turk commented on the difficult time in the community with the recent arrests by federal authorities. He explained that he received the news while he was out of the community. He thanked Chief Bayles for getting him the information and Councilmembers Laws and Lyman for the professional face they showed representing the City of Blanding in his absence. He expressed the opinion that the proceedings should be looked at carefully because of the excessive use of police powers, and that a gentler approach would probably have produced the same results.
17. Open Forum – No public comments were given.

18. Councilmember Lyman moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE

Those voting NAY

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 7:36 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JUNE 9, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Tempore: Kelly Laws  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler

Absent:

Mayor: Toni Turk

Others Present: Chief of Police Lyle Bayles, Robert Ogle, Terri Laws, Kendall Laws, Ed Johnstun, David Johnson, Merle McDonald.

Prayer/Thought - The prayer/thought was offered by Kelly Laws.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the May 26, 2009 meeting with a change to item 8 replace Chris Webb with Kelly Laws. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

3. Open Forum – No public comments were given.
4. Mr. Black presented the May 2009 Water Report. He explained that the City is draining Starvation Reservoir as quickly as possible due to scheduled repairs. Mr. Webb explained that the repairs will discover and sink holes and fissures as well as adding a clay blanket to the reservoir.
5. Mr. Black presented the May 2009 Natural Gas Report. There were no questions or comments.

6. Mr. Bayles presented the May 2009 Police Report. He explained that two grant requests have been completed. Mr. Bayles asked the Council to approve the hiring of Shawn Bailey as a temporary officer to fill in during times of need. Advice and consent was given by the Council to hire Shawn Bailey as a temporary officer.

7. Mr. Webb presented the May 2009 Fire Report. He explained that gratefully it was a slow month for fires in Blanding.

8. **Councilmember Lyman moved to approve Resolution 2009-7 Adopting the Storm Water Master Plan. Councilmember Thacker seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Councilmember Lyman explained that more time was requested to review the plan in its entirety and sufficient time has now been given. He further explained that it says what it says and serves the intended purpose. Councilmember Thacker also expressed his support of the plan. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

9. **Councilmember Laws moved to approve Resolution 2009-8 Setting New Policy for Outside City Water Connections with the addition of a provision requiring connections to be reported to the Council. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Councilmember Lyman explained that he feels the resolution is clearly defined and it will not be necessary for each resident to seek approval from the City Council. Councilmember Laws added that he would like to see the requirement added that any connections are reported to the City Council on the next water report. Councilmember Grover agreed with adding the requirement to inform the Council. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

10. Councilmember Laws began a discussion regarding adding a fence to the storm water detention pond. Mr. Ekker explained that a fence was considered when building the pond, but was not included due to lack of funding. Councilmember Laws commented about possible liability to the City having an open pit of water that could be hazardous to children. Councilmembers Laws, Grover and Lyman each spoke in favor of fencing the property. City Administration was asked to research the option and bring it back to City Council.

11. Councilmember Laws asked for advice and consent to close 400 West on July 2<sup>nd</sup> from 6:00 – 10:30 for a neighborhood block party. Advice and consent was given to close the road for the event.
12. Councilmember Laws began a discussion about blind spots on Main Street and other streets in town. He explained that he has received numerous complaints from citizens regarding trees that have grown to the point that they block sight lines at intersections. He would like to see them trimmed so they will not interfere. He explained that he would like to see citizens take care of the problem on their own before the City has to step in. Advice and consent was given to include a reminder in the City newsletter and also place an ad in the newspaper.
13. Councilmember Laws discussed outside watering in Blanding. He explained that wasting water is against the law and he would like to encourage everyone to conserve water and not run water down the storm drains. Sprinklers on timers need to be checked from time to time to ensure they are watering in the proper places.
14. **Councilmember Grover moved to enter a public hearing regarding the 2009-2010 Budget. Councilmember Thacker seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

Mr. Webb explained that the budget has been finalized for a few weeks, and there has been an advertisement in the paper announcing the hearing and announcing that the budget is available for review by the public. He noted that the budget includes a .50 increase in garbage rates because of increased costs from the landfill. It also includes a .30 increase in monthly water rates to cover the cost of additional debt for water projects. Councilmember Lyman presented the differences between the budgets of Blanding City and the Federal Government. He explained that the City is in great financial shape, but questioned the Federal Government spending more than they generate in revenues.

No one signed up to comment on the budget. No public comment was given.

**Councilmember Thacker moved to leave the public hearing regarding the 2009-2010 Budget.**

**Councilmember Grover seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

15. **Councilmember Lyman moved to approve Resolution 2009-10 Adopting 2009-2010 Fiscal Year Budget. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion.** Mr. Redd explained that the budgeting process has been completed and the public has had time to review and comment on the proposed budget. Councilmember Lyman asked about budgeting for the Wellness Center and what will happen if funding is not secured. Mr. Redd explained that if funding is not received, the money will not be spent either. **Mayor Pro Tempore Laws called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.**

16. Mr. Webb informed the Council that he and Councilmember Lyman will be presenting to the CIB on June 11<sup>th</sup> in Brian Head. They will present a change of scope and request grant money as part of the funding package.
17. Mr. Webb asked the Council to consider selling the Blanding histories around July 4<sup>th</sup> for \$25 and allow him to advertise the sale in the newspaper. Advice and consent was given to sell the histories for \$25.
18. Mr. Webb explained that last year the Council authorized free swimming passes for Foster Families if they provide documentation identifying them as such. Advice and consent was given to allow free swimming passes this year as well.
19. Open Forum – No public comments were given.

20. Councilmember Grover moved to adjourn. Councilmember Taylor seconded the motion. Mayor Pro Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE

Those voting NAY

Constituting all members thereof, Mayor Pro Tempore Laws declared the motion carried.

Meeting adjourned at 7:45 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MAY 26, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Dorothy Thacker, Brittney Thacker, Teri Laws, Kendall Laws, Lyle Bayles, Robert Ogle, Neil Joslin, Steve Jones, Kent Hawkins, Todd Moon.

Prayer/Thought - The prayer/thought was offered by Erik Grover.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the May 12, 2009 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.

4. Steve Jones from Hansen, Allen & Luce presented the final storm water master plan. He explained that the reason for the plan is to provide specific direction related to the storm drain system and to recommend projects and activities. He further commented that an inventory of the existing system has been completed, and computer modeling has been concluded which tests the capacity of the system during 10 year and 100 year storms. The projects identified will try to return the storm water to natural drainages. Mr. Jones explained that there are currently \$710,800 in identified projects and future problems may occur which could push that number higher.

Mr. Webb asked how other communities are funding storm water projects. Mr. Jones responded that many other communities have also added a storm water fund to pay for the projects.

5. **Councilmember Laws moved to adopt Resolution 2009-7 Adopting the Storm Water Master Plan. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Various parts of the plan were discussed. It was decided that because many of the Councilmembers had not yet been able to read the plan, the voting should be postponed until the next meeting. **Councilmember Thacker withdrew his second to the motion. Councilmember Laws withdrew his motion to adopt Resolution 2009-7.**
6. Mr. Webb presented Resolution 2009-6 Position Declaration on Public Safety COLA for adoption. He explained that as part of the budgeting process, the Council had decided not to increase the retirement COLA for public safety employees. **Councilmember Laws moved to adopt Resolution 2009-6 Position Declaration on Public Safety COLA. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**Councilmember Taylor**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. Mr. Webb presented a request from Cleal Bradford for an easement across city property to access a parcel of land that he owns. He plans to plant an orchard on the property, but currently has no ability to access the land. Mr. Webb recommended that the City not encumber the property until they know how the property will be developed. There was discussion about whether or not a city street will ever be extended to the area. Councilmember Laws expressed disagreement with granting an easement for a city street that goes nowhere. There was discussion about the role of San Juan County to consult with the City before approving development within the proposed annexation area. Councilmember Laws suggested that the City might consider the easement if Mr. Bradford could gain the agreement of the two other landowners to allow the proposed road to go through to 850 South.
8. Mr. Webb presented a request by the Farmer's Market to use the patio in front of the Visitor Center for entertainment, allow the use of generators at the market, and allow live chickens to be sold at the market. After discussion, the Council gave advice and consent to renew the contract with the Farmer's Market and allow the patio to be used for entertainment. The Council decided not to allow the use of generators or the sale of live animals at the market.

9. Mr. Webb presented a revised Wellness Center grant request and scope change to be presented to the CIB. He explained that the project will be reduced to two courts and an outdoor pool only, with other features to be added if funds are secured. He explained that the maximum affordable amount from the General Fund is \$35,000. He will present the revised request to the CIB at either their June or July meeting.
10. Mr. Webb presented the 2009-2010 budget changes that were proposed at the budget work session. He explained that the proposed budget is now available for viewing by the public, and a public hearing will be held on June 9<sup>th</sup> to allow for public comment. The Council will be asked to adopt the budget at that time.
11. Mr. Ekker informed the Council that Holiday Construction was the low bidder to finish the handicapped platforms at the 4<sup>th</sup> reservoir. The funding for the project came from the Division of Wildlife Resources.
12. Mr. Webb informed the Council that there have been three citizens apply for the vacant Council seat. They are: Mike Halliday, Robert Ogle and Todd Moon. The deadline for applications is Friday, May 29<sup>th</sup>.
13. Open Forum - No public comment was given.
14. **Councilmember Lyman moved to retire to executive session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:19 p.m.

Mayor and Council returned from executive session at approximately 8:54 p.m.

16. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:57 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MAY 12, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

General Services Director: Jeff Black

Community Development Director: Bret Hosler

Others Present: Chief of Police Lyle Bayles, Robert Ogle, LaRue McDaniel, Andrew Mikesell, Dorothy Thacker, Terri Laws, Kendall Laws, Ed Johnstun, Wendy Johnstun, Merle McDonald, Cherie Shumway, Dale Shumway, Ron Eberling.

Prayer/Thought - The prayer/thought was offered by Charlie Taylor.

1.

The Pledge of Allegiance was recited.

2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the April 23, 2009 meeting with a change to item 4 – rezoning issue. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Grover**

**Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum –LaRue McDaniel addressed the Council and commented that she had served as a Councilmember about 25 years ago and her compensation for a year of service was \$99. She thanked the Councilmembers for their service to the community.

Cherie Shumway addressed Council representing the farmers market. She explained that the market will be opening again soon and she requested a few minor changes to the current configuration. Mrs. Shumway explained that the market would like to promote tourism through their efforts. Councilmember Laws asked Mrs. Shumway to bring back her ideas in writing as a discussion item for the next Council meeting.

Ed Johnstun asked about the Chamber of Commerce website. He noticed that it has not been updated since 2004. The suggestion was made to point the site to the current City of Blanding website. Comments were made that the website is currently in the process of being updated.

4. Mr. Black presented the April 2009 Water Report. There were no questions or comments.
5. Mr. Black presented the April 2009 Natural Gas Report. There were no questions or comments.
6. Mr. Bayles presented the April 2009 Police Report. Councilmember Laws asked about discrepancies between the statistics of each officer. Chief Bayles explained that various activities are now over and the Council should see an increase in the production of some officers. Mr. Bayles informed the Council that he is applying for two grants and he will need a letter of support from the Council to send in as part of the application process. Both grants require no matching of cash or kind by the City.
7. Mayor Turk presented the April 2009 Fire Report. There was discussion about a structure fire in White Mesa and the support given by the County to fight fires within the halo area of Blanding.
8. **Councilmember Laws moved to approve a water connection for Suzie Bayles outside city limits. Councilmember Taylor seconded the motion.** Councilmember Laws explained that because there was an existing water line in place before changes to state law, Suzie would be allowed to have a tap with water pressure of 20 psi or greater and still be in compliance. He further explained that she is willing to comply with all city requests and will have well over the required 20 psi. Mr. Webb explained that Mr. Ekker is in support of granting the request, although there may be circumstances at other properties where the city would be opposed to granting such a request. **Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Councilmember Laws commented that Ron Eberling, Andrew Mikesell and others have approached the Council about water connections on a possible new line near Pinion Ridge Road. He explained to them that the Council will not be able to act on their request until the line is in place and pressures can be tested. At that point, the Council would be able to grant or deny the request.

Councilmember Laws also asked the Council to consider changing the policy that requires each resident outside city limits to petition the Council for a water connection. He explained that if the other criteria have been met, he would like to have the city staff approve the connection and bring it to the Council as an information item. It was discussed that the information could come back monthly as part of the water report. The item will be brought back as an action item for a motion at the next Council meeting.

10. Mr. Webb presented the revised 10 year capital projects plan for review by the Council. He explained that there will be \$9 million in projects completed in the next budget year if the Wellness Center is constructed. He also explained that there is a \$25,000 storm water project scheduled and the intent would be to save that money each year until there was enough for a project. There was a question about the storm water project to be completed this year. Mr. Ekker will explain the project at the next meeting.
11. Mr. Webb explained that a draft of the 2009-2010 fiscal year budget has been completed and is available for Council review. The city has moved from an excel format to a format that is now part of the Pelorus accounting software currently in use. The change should make the budgeting process easier to complete going forward. There will be a Council work session on May 19<sup>th</sup> at 6:00 as part of the process of adopting the budget. Mayor Turk commented that he is pleased with the format of the new budget.
12. Mr. Webb explained that there will be a vacancy on the Council as Councilmember Thacker is moving. The process has begun to advertise and fill the seat. He explained that anyone who is interested should submit a letter of interest no later than June 1. There will be elections this fall and any interested candidates will need to submit their name between July 1<sup>st</sup> and July 15<sup>th</sup> to be on the ballot in November.
13. Mr. Webb explained that the Storm Water Master Plan has been completed and there will be an open house on May 26<sup>th</sup> at 6:00 to allow the public to review the plan and ask questions of the engineer. He also informed Council that the engineer will make a presentation during the Council meeting that night and present the completed plan.
14. Mr. Webb explained that handicapped platforms have been installed at the 4<sup>th</sup> Reservoir. Bids will be accepted to put finished gravel on the platforms and complete the project. He explained that the intent is to go through a normal bid process and award the contract to the lowest bidder.
15. Mr. Webb announced a work session to discuss the Wellness Center on May 14<sup>th</sup> at 7:00. He recommended that Lynn Elliott, the current architect on the project, be allowed to attend. Councilmember Laws commented that he would like the Council to determine the money that will be spent, the revenue that will be generated and how the project will affect the general fund budget during the work session. Advice and consent was given to allow the architect to attend the work session.
16. Mr. Webb presented an application for the renewal of the enterprise zone for the City of Blanding. He explained that the zone has the potential of being used for tax incentives and does not cost the City anything. He feels it is only an advantage to the City. Advice and consent was given to proceed with the renewal.
17. Councilmember Laws asked about the BLM/Forest Service agreement which allows them to use city water to fight wildfires. Mr. Webb explained that he thought it had been renewed last year, but he will follow up on the process.
18. Mayor Turk informed the Council that an open house for the new hospital has been scheduled for the weekend of July 4<sup>th</sup> and a ribbon cutting ceremony is scheduled for Monday July 6<sup>th</sup>.
19. Open Forum – No public comments were given.

20. **Councilmember Lyman moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:50 p.m.

Mayor and Council returned from executive session at approximately 8:59 p.m.

21. **Councilmember Grover moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:00 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
APRIL 28, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws  
City Clerk: Lisa Rarick  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black

Others Present: Chief of Police Lyle Bayles, Teri Laws, Dorothy Thacker, Merle McDonald, Ed Johnstun, Susie Bayles, Robert Ogle, Taylor Lyman.

Prayer/Thought – The prayer/thought was offered by Bret Hosler.

1 The Pledge of Allegiance was recited.

2 **Councilmember Lyman wanted the minutes to reflect the following: page 4, item #8, motion to approve to include that the .33 increase will not be passed on to the customer. Councilmember Lyman also wanted the minutes to reflect the following: page 5, item #11, "Councilmember Lyman asked Bret Hosler to research what the implications are of a variance versus the rezoning of the lot". Councilmember Laws moved to approve the minutes and financial disbursements as modified of the April 14, 2009 meeting. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3 Open Forum – Susie Bayles asked the Council for a water tap on her property on Blue Mountain Road to build a house. Councilmember Laws asked City Engineer Terry Ekker how much pressure is needed to meet the State requirement. He replied that it must meet 40 psi during peak day demand. Currently at the intersection of Blue Mountain Road and Pinion Ridge Road it is at 45 psi. Until the water master plan is finalized it will not be known for sure what the psi will be at that location. It could take up to a year to complete the master plan. Susie Bayles said she would like to have the home completed within the next year. She is willing to put in a state certified pump to meet the necessary requirements. Mr. Ekker said this type of system could be developed in areas that don't meet the 40 psi but it is very tough to get it approved through the state. Councilmember Laws said the City must be able to provide it legally before they could give approval for a tap. Council asked Mr. Ekker if that area of the water master plan could be modeled first. Terry Ekker stated that the 300 West project would help bring water down the west side of the City instead of having to cross the mountain line.

Chief of Police Lyle Bayles asked for advice and consent on some budget items. The police department opted not to purchase a police car this year in order to purchase other items. He would like to purchase four in-car camera units at a cost of \$16,880. Based on the current budget, excluding salaries, there is currently enough money to make this purchase. Mayor Turk explained that this doesn't increase the budget it just changes the scope of the budget. Councilmember Lyman asked why they are needed. Chief Bayles and Councilmember Taylor informed the Council that they are needed for officer safety against allegations and as evidence in court. It is a system that is really needed in law enforcement for every officer and is essential to successful prosecution. Councilmember Laws believes they are needed for the officers due to the City being in a major drug trafficking and illegal alien corridor. Councilmember Grover asked Chief Bayles if the officers will really use it. Chief Bayles stated they will and there will be a policy in place regarding the use of the cameras. The cameras will be set to automatically turn on when the overhead lights are turned on. Chief Bayles stated he would like to purchase four from this year's budget and one from next year's budget.

Chief Bayles asked that there be a change to the way the budget is currently managed. He stated it is not fair for City Treasurer Jeremy Redd to determine where money is being spent that may not belong to the police budget. Every bill that is paid from the police budget should be approved by his signature. Mayor Turk reminded Council that he meets with the Chief of Police and City Administrator Chris Webb weekly to discuss items and the budget issue has been discussed. Mayor Turk commended Chief Bayles for being on top of the budget.

Advice and consent was given by the Council to approve the purchase of the four in-car cameras.

- 4 Councilmember Lyman requested advice and consent from the council to hold a public hearing for a zoning change from R-1 to Mobile Home zone. The property owner was requesting the change so that setback requirements could be met to build a shed. Previously the Council had suggested the request be sent to the Board of Adjustment. Councilmember Lyman was concerned that the Board of Adjustment has criteria that must be met and that it opens up a lot of room for judgment calls by that Board. Every non-conforming R-1 zoned lots could meet State criteria and that could put Council under pressure to rezone other properties.

Mayor Turk informed Council that Bret Hosler had done some training with the Board of Adjustment on this particular issue as he was instructed to do by Council.

Councilmember Laws stated they can't rezone property that causes the property to become an island. A property must be adjoined by at least two acres of property in the same zone. Councilmember Laws stated that the City Council should not eliminate the authority of the Board of Adjustment by changing the zoning for one lot. If the zoning is changed for this property to Mobile Home it will be the only lot with improvements. The property owner came in 25 years ago and asked for rezoning to get financing and now wants it changed back to the original zoning so he can build a shed. The Board of Adjustment should be able to look at all of the surrounding property owners and then see if it meets State criteria. If it is not handled in this manner it is not fair to the property owners that are zoned R-1 in that area.

Councilmember Lyman and Bret Hosler both felt the property conforms to the Mobile Home Zone. Councilmember Taylor was concerned that the property owner had requested rezoning two different times. Councilmember Thacker was in favor of the request being sent to the Board of Adjustment but didn't think it would hurt for it to go to public hearing. Mayor Turk stated there must be at least three Councilmembers in favor of giving advice and consent to send it to a public hearing. No advice and consent was given.

5

Councilmember Taylor presented Wellness Center options for discussion. Option #1 includes two courts and an outdoor splash pool and eliminates the indoor pool. Option #2 includes two courts and an all indoor multi-use pool. Council discussed the need to stay within the budget the City already has with the current pool and the tax money being collected that City residents voted to approve.

Councilmember Lyman believes that the projected revenue for a year-round pool would be higher than estimated. The current pool has revenues of approximately \$40,000 - \$42,000 per year. He believes that at least half of the 600 citizens who voted for the sales tax would purchase passes which would increase the revenue projection to approximately \$60,000.

Councilmember Taylor expressed concerns with the current plans. He doesn't believe the plans will work and the City doesn't have enough money to build those plans. Now the Council is discussing changing everything. Should the Council seek out contractors for a design build with the money the City has to spend? The other option is since the plans are being cut back so far, should they have local contractors look at what is not going to work in the current plans and address those issues? He is concerned that they have plans that have been paid for and that even if they wanted to build them, they won't be able to because of change orders or because the plans just won't work.

The positive side to the design build, according to Councilmember Laws, is that it gives the local people the preference they would like them to have. The downside would be that the Council may not be smart enough to look at the plans and determine flaws in the designs. Councilmember Lyman stated that just because the Council would like to see local contractors get the business doesn't mean they can necessarily do that. They must adhere to certain rules within the process, they can't just defer to favorites. Councilmember Thacker said the system must be advertised along with the advertisement of proposal. All the elements that would be used to grade the proposals must be presented to the contractors upfront. The City of Monticello is not a true design build; it is a two step build. They determined how much money they had to spend and a basic plan of what they wanted built. Then they interviewed general contractors and architects and hired the ones that could meet the guidelines established by the Council. He further stated that it is legal to do it this way if they adhere to the criteria and state that they are following this practice for the benefit of the City. He is in favor of proceeding this way but said that the council has to be careful. One way to get around numerous change orders is to have the contractor bring in the finished plans before starting the project and have the Council, Engineer, or a consultant review them first. This would pin down and eliminate change orders.

By going with a design build the timeline of the project would be extended. The hope would be that the project could still begin sometime this year. The project will have to be redesigned. Bret Hosler reported that Chris Webb had instructed him to pursue ways to decrease the O&M on the project. He is trying to find stimulus money for solar, wind, or geothermal energy. He received information that there is a Federal program available for eligible projects. Because the City has a population less than 3500, they would have to pursue the Federal monies through State agencies. The State will be getting \$9.5 million in approximately 90 days and it must be disbursed to eligible energy efficient projects within 18 months.

In fairness to what City Administrator Chris Webb has accomplished on the front end of this project, Councilmember Lyman said the State provided a lot of information on estimates as to what sales tax revenue was going to generate. The state estimates were wrong by approximately \$45,000. That is a huge difference in the process. The previous process was thrown askew by some errors. The process they are currently looking at makes more sense. However, the City will be throwing money away by walking away from the current architect. Councilmembers Laws, Lyman, and Taylor would like to see the City pursue the proposal process through a decided budget.

Advice and consent was given for Council to pursue a design build for the Wellness Center and to write in a request for proposals. Proposal specifications should be determined before July 1, 2009. A work session was scheduled for May 14, 2009 at 7:00 p.m.

- 6 Information – Councilmember Thacker made a public announcement that he will be resigning his position on the Council effective June 30, 2009. His job has changed and he will be moving from Blanding. He apologizes to the Council and Mayor and the other people who ran for the position he holds. Mayor Turk commended Councilmember Thacker for the work he has done for the City during his time of service, and commented that whoever the Council picks to replace him will have big shoes to fill.

Mayor Turk gave instructions for City Administrator Chris Webb to begin the process to advertise for a new Councilmember.

- 7 Open Forum – No public comments were given.

- 8 **Councilmember Grover moved to retire to executive session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:07 p.m.

Mayor and Council returned from executive session at approximately 8:33 p.m.

- 9 **Councilmember Taylor moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:35 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
APRIL 14, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Manager: Chris Webb

Others Present: Chief of Police Lyle Bayles, LaRue McDaniel, Hugh Acton, Randy Pemberton, Tyrel Pemberton, Buddy Redd, Taylor Lyman, Linnae Lyman, Robert Ogle, Joshua Kotter, Neil Joslin, Andy Mikesell, Britt Barton, Clark Hawkins, Steve Hiatt, Kim Hiatt, Christi DeWitt, Sarah Bishop, Blaine Mikesell, Nicole Francom, Derrick Bethea, Ron Eberling, David Johnson, Chas DeWitt, Bill Sivert.

Prayer/Thought - The prayer/thought was offered by Jeremy Redd.

1. The Pledge of Allegiance was recited.
2. **Councilmember Grover moved to approve the minutes and financial disbursements of the March 24, 2009 meeting. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover**

**Those voting NAY**

**NONE**

**Those Abstaining**

**Councilmember Laws**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Buddy Redd addressed the Council regarding the Rural Coding Conference. He explained that the City has sponsored the conference for the past few years, and he is looking for a \$500 donation again this year. Councilmember Lyman expressed his support for the conference as an economic development opportunity for Blanding. Advice and consent was given to make a \$500 donation to the Rural Coding Conference.

Taylor Lyman presented the Council with a survey he had conducted regarding the proposed Wellness Center. He explained that the information could be used as the Council would like and contained the opinions of many Blanding residents. He expressed his intention to fight apathy in the community in regards to government and his intention to try and get people involved with the process. He also asked the Council to consider changing the night of City Council meeting to Thursday.

Councilmember Laws applauded Mr. Lyman in his efforts to fight apathy. He explained that the last election in Blanding had around a 40% turnout rate and apathy is a huge problem. He commented that disagreements will happen, but disagreement will lead to better decisions.

Mayor Turk commended Mr. Lyman for his efforts.

Andy Mikesell asked the Council for a water connection on a pipeline that will run along Pinion Ridge Road. He requested approval for a water tap on the line.

No budget requests were received from the public for the 2009-2010 budget.

4. Mr. Black presented the March 2009 Water Report. He explained that the upper ditch is running into the 4<sup>th</sup> reservoir and there is a lot of water running at this time.
5. Mr. Bayles presented the March 2009 Police Report. He explained that the police are very busy and making a lot of arrests. He reported receiving a lot of OHV complaints from the College and private citizens near the College. He explained frustration with enforcing the ordinance the way it is currently written. Councilmember Laws asked about the \$1000 reward for vandalism and who authorized the increase from \$500. Mr. Bayles responded that he authorized the increase and expected to receive the reward back in the form of restitution. A vacation check request form was presented. Citizens are able to inform the police when they will be on vacation and the police will pay special attention to their properties while they are away.
6. Mayor Turk presented the March 2009 Fire Report. No questions or comments were given.
7. **Councilmember Grover moved to enter a public hearing regarding the issuing of sales tax revenue bonds to fund the Wellness Center. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Britt Barton addressed the Council and encouraged the building of the Wellness Center. He expressed appreciation for the information that was given during the work session last week. He commented that a lot of citizens are concerned about the amount of debt that will be incurred by the city, but expressed his confidence in the decision of the Council. Mr. Barton commented that the City has a relatively low debt ratio compared to the annual budget and he feels like borrowing for the center would be a fiscally conservative decision. He expressed the idea that Blanding is a health-minded, sports oriented community and the Wellness Center would fit in perfectly with the community identity.

Randy Pemberton told the Council that it is a bad idea to issue sales tax revenue bonds.

Steve Hiatt commented that the Wellness Center is a controversial issue within the community and among his friends, not all agree with his stance. He advocated decisions that will benefit the community while also being fiscally responsible. He expressed his support for the center and asked that it serve the needs of those of all ages and have something for everyone.

Kim Hiatt expressed her support for the center as an advocate for children in the community. She commented that many children fight childhood obesity and because of that trend, she feels that the center is a need and not just merely a want.

Bill Sivert addressed the Council in support of the center. He explained that the citizens spoke to their support of the center by voting to increase their taxes to fund the project. Mr. Sivert asked the Council to build a center that is large enough to support the needs of the community, and felt that citizens would support the project.

David Johnson addressed the Council as a member of the City Recreation Board. He spoke of a need for the court and gym space and how much that will help the City administer the youth programs each year. He commented that it is impossible to teach children without facilities, and kids are lost because they do not have an opportunity to succeed. He explained that the Council has to consider the children and make decisions for them because they do not have a vote.

Chas DeWitt addressed the Council on behalf of the local schools and in favor of the Wellness Center project. He believes that it is imperative that we provide the youth an opportunity to practice and play and that by building the center it will take a lot of pressure off of the schools to provide gym space for City recreation programs.

Trent Herring commented that he has been a volunteer coach and explained that certain children need the interaction that recreation programs give them and it changes their lives and keeps them out of trouble.

Taylor Lyman addressed the Council and explained that he has no problem directly with the Wellness Center, but rather with the idea of government funding the project. He commented that the government cannot provide everything that people desire.

Robert Ogle asked the Council for clarification on the taxes that were levied and whether they were for building the facility or continued operation after it is open.

Nicole Francom asked the Council to consider the needs of the children of the community in their decision. She suggested that the City could partner with the College for a lifeguarding class and the students could volunteer their time as lifeguards for the pool.

**Councilmember Grover moved to leave the public hearing regarding the issuing of sales tax revenue bonds to fund the Wellness Center. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Redd addressed the Council regarding a request by Baker Sanitation to increase the rate billed for garbage collection by .33 per container. He explained that the contract allows for the request due to increases in their costs, and because of the landfill rate increase by the County their costs have gone up. **Councilmember Lyman moved to increase the rate paid to Baker Sanitation by .33 per container. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mr. Ekker asked the Council to approve a contract with Hansen, Allen & Luce for \$45,000 for a water master plan. **Councilmember Laws moved to approve the contract with Hansen, Allen & Luce for \$45,000 for a water master plan. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**



10. Councilmember Laws presented the White Mesa Master Transportation Plan for adoption. He explained that the plan was made in 2002 and issues that the Council had with a bypass road held up the adoption since then. He explained that he feels the plan is good and effective and will protect the street system for roads outside the city limits. **Councilmember Laws moved to approve the White Mesa Master Transportation Plan. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Grover  
Councilmember Laws  
NONE**

**Those voting NAY**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. Mr. Hosler asked the Council to approve a public hearing for May 12, 2009 for rezoning of property owned by Sheldon Johnson from R1 to Mobile Home. Councilmember Laws expressed concerns that this issue should be handled by the Board of Adjustments and should not receive rezoning from the Council. The majority of the Council was in agreement and no action was taken towards approving the public hearing.
12. Mr. Hosler asked the Council to consider approving spring clean-up day and free dumping at the Transfer Station for May 2<sup>nd</sup>. Advice and consent was given to schedule the clean-up day on May 2<sup>nd</sup>.
13. Mr. Redd asked the Council to bring in their budget binders from last year in preparation for the new budget.
14. Mayor Turk informed Council of a letter he received from the Department of Environmental Quality recognizing operators who have been certified for 15 years or longer. The Commission thanked the community for providing the training and resources to keep the operators certified. Daniel Fleming has been a certified operator for over 15 years with the City of Blanding, and the Mayor recognized him for his service.
15. Councilmember Laws informed the Council of a decision by the Transportation District to award the City \$205,000 to build three new streets. He explained that the project will be funded 2/3 by the district and 1/3 by the City. The usual mix of funding is  $\frac{3}{4}$  and  $\frac{1}{4}$ .
16. Information was given that the County would like to place new street signs in White Mesa. They asked that the project go on the Eagle Scout project list that the city maintains.
17. Mayor Turk informed the Council about a press release from Denison Mines announcing a large agreement that has been reached which will provide much needed capital to the company and hopefully be of benefit to the White Mesa Mill.
18. Open Forum – No public comments were given.

19. Councilmember Lyman moved to retire to executive session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor  
NONE

Those voting 'NAY'

Constituting all members thereof, Mayor Turk declared the motion carried.

Mayor and Council retired to executive session at 8:37 p.m.

Mayor and Council returned from executive session at approximately 9:21 p.m.

20. Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE

Those voting NAY

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:23 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MARCH 24, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Kristi Redd, Camryn Redd, Joshua Pugh, Dillon Shumway, Ethan Pugh, Tanner Taylor, Joe Hurst, Shauna Hurst, Hans Hurst, Robert Ogle, Cal Dean Black, Robert Jorgenson, Taylor Lyman, David Seiter.

Prayer/Thought - The prayer/thought was offered by Kelvin Thacker.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the March 10, 2009 meeting with the following changes: page 5 adjournment changes; pg 11 eliminate the statement about the water treatment plant. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Those voting NAY**

**NONE**

**Those Abstaining**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Joe Hurst addressed the Council regarding criticism of local contractors. He expressed concern about the plans for the proposed Wellness Center, the architect for the project and the plans that have been prepared for bid. He commented that he has been positioning his company to be able to bid on the Wellness Center project. He wanted a fair shake to bid on the project, but feels he has not been given a fair shake. He expressed concern over the comment that local contractors need to get cheaper to work on city projects and commented that cheaper is not always better. You will not find better building professionals anywhere in the state than you will find right here in Blanding. He wanted to state as a matter of public record that if the Council does not get a handle on the paid administrative staff and the architect, they will steer this project into a shipwreck of epic proportions. In closing, he expressed a willingness to meet with anyone who would like to spend some time to discuss his issues.

4. Robert Jorgenson addressed the Council and stated, "In October 2008 the stock market and the US economy started the worst decline in 70 years. These are tough times for Blanding residents and the world economy in general. I feel that all city employees and elected officials in the city and county should keep this in mind as they prepare their submissions for the upcoming budget." He asked that the Wellness Center be delayed for better economic times and city employee pay could be reduced.
5. Taylor Lyman addressed the Council and stressed that he is representing his own views and not the views of Councilmember Lyman, his brother. Mr. Lyman asked if we are running a more expensive city than we can afford and answered the question yes. He expressed opposition to spending money we do not have, feel good government, and the notion that the city can provide everything for every citizen. He further explained that he is not in opposition to the Wellness Center or the pool, but the issue at stake is whether or not we can afford to build them. He expressed his concern that the City Council has proven itself almost unable to say no to projects and spending.
6. Jeff Black presented the Water Report for February 2009. The report was not included in the last meeting as it usually is, so it was presented at this time. It was discussed that there will probably not be a lot of mountain water runoff unless we receive at least one more storm.
7. Mr. Webb presented changes to the Exempt Employee Policy. **Councilmember Lyman moved to approve the Exempt Employee Policy. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE	Councilmember Lyman
	Councilmember Taylor
	Councilmember Thacker
Those voting NAY	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mayor Turk asked the Council to approve a \$1000 donation to the Rotary Club from the Council discretionary fund. The money would be used as partial funding for an Early Childhood Literacy Project. Money has also been given by Monticello City, San Juan County, and other fundraising sources. Mayor Turk expressed his support for the issue of literacy for the young people of the County. Councilmember Grover asked whether this is the proper role of city government. Councilmember Lyman asked about the effectiveness of the project. Councilmember Thacker commented that he would like to see this come back next year as part of the budgeting process. Advice and consent was given to approve the \$1000 donation.
9. **Councilmember Grover moved to approve enter a public hearing regarding the proposed White Mesa Transportation Plan. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE	Councilmember Lyman
	Councilmember Taylor
	Councilmember Thacker
	Councilmember Grover
Those voting NAY	NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb explained that adoption of the plan will allow for the organized growth of Blanding and allow streets to be developed in a square grid layout.

Cal Dean Black addressed Council in opposition to the plan. He explained that a major collector is planned for an area very near the front of his home and he hopes to never see traffic there. He explained that he plans to be there in fifty years and if the plan is adopted then at some point he will live on or near a busy road.

**Councilmember Taylor moved to approve leave the public hearing regarding the proposed White Mesa Transportation Plan. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting AYE**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Grover**

**Those voting NAY**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb presented a proposed cost increase to the City from Baker Sanitation. He explained that the contract allows for Baker to ask for a rate increase due to unforeseen changes to their costs. Because of the County increasing their landfill rates, their costs have increased and they are asking for a rate increase of .33 per container, which is the extra amount it will cost them to dump the cans in the landfill. Mr. Webb further commented that he supports the increase and he will bring it back as an action item at the next meeting.
11. Mr. Webb addressed the Council regarding the proposed contract for a new Water Master Plan. He explained that the plan will cost \$45,000 and will be funded with a \$30,000 grant and \$15,000 from City funds. He will also be asking the Water Conservancy District to participate in the project. Mr. Ekker and Mr. Webb both expressed their desire to award the project to Hansen, Allen and Luce with a contract to not exceed \$45,000. Mr. Ekker explained that this company prepared our Storm Water Master Plan and he was very impressed by their work and they can use some of the same information on the water plan, thus saving the City money.
12. Mr. Webb explained that there will be a public hearing at the April 14<sup>th</sup> meeting to allow for comment on bonds for the proposed Wellness Center. He explained that there may be comments from the public on what is affordable for the City.
13. Councilmember Lyman expressed concern about the comments made earlier in the meeting by Joe Hurst. He expressed a deep respect for his opinion and feels that he does not get excited often. He would like meet with Mr. Hurst to discuss the situation. Mr. Webb commented that he and the City have always had a good relationship with local contractors and hopes that nothing has been done to offend them.
14. Councilmember Grover informed the Council of a meeting of the July 4<sup>th</sup> Committee. He explained some of their ideas and progress they had made towards planning the celebration this year. He explained that they would like to come up with a more permanent name for the July 4<sup>th</sup> celebration.
15. Open Forum – No public comments were made.

16. Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

Councilmember Grover

Councilmember Lyman

Councilmember Taylor

Councilmember Thacker

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 7:56 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING F THE  
BLANDING CITY COUNCIL HELD ON  
MARCH 10, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Councilmember Absent: Erik Grover

City Manager: Chris Webb

City Clerk: Lisa Rarick

General Services Director: Jeff Black

City Engineer: Terry Ekker

Community Development Director: Bret Hosler

Others Present: Fire Chief Kent Hawkins, Brett Jacobsen, Russ Hendry, Dustin Felstead, Brian Kirby, Ty Shumway, Javen Redd, Steve Hiatt, Kimberly Hiatt, Dorothy Thacker, Teri Laws, Ellis Palmer, David Seiter, Brandon Johnstun, Neil Joslin, Robert Ogle, Tom Heinlein, Maxine Deeter, Tom Palmer, Devin Palmer, Chief of Police Lyle Bayles, Kendall Laws, Cindy Bayles, Pam Lyman.

Prayer/Thought – The prayer/thought was offered by Mayor Turk

1

The Pledge of Allegiance was recited.

- 2 Councilmember Lyman moved to approve the consent agenda, minutes, and financial disbursements of the February 24, 2009 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws referred to page three of the minutes and stated he did not make the comment that the City would be able to sell power to residents for less than the current costs and that portion should be deleted. Sentence to read as follows: "Councilmember Laws expressed his support for the funding." Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE;

Councilmember Lyman

Councilmember Taylor

Councilmember Thacker

Councilmember Laws

Those voting 'NAY'

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3 Open Forum

- A. Firefighter I Recognition – Mayor Turk invited Kent Hawkins, Fire Chief, to introduce the award and the firefighters receiving the award. Kent Hawkins introduced Brett Jacobsen, Russ Hendry, Brian Kirby, and Dustin Felstead and thanked them for sacrificing their time to become certified. They are now safer and more effective as firefighters. Mayor Turk, on behalf of council, the citizens and himself thanked the firefighters. He stated the community is indebted to these dedicated officers. Mayor Turk presented a plaque to each firefighter.
- B. Tom Hainlein – Bureau of Land Management. He introduced himself as the Monticello Field Manager and presented a two-page update from the BLM. Mr. Hainlein reported that the BLM is aware of illegal dumping taking place on the recently annexed public lands in Blanding and asked for their assistance in addressing this issue. The area has been signed and funding sources are trying to be located to help with clean up. He introduced Maxine Deeter as the Realty Specialist for the Field Office. They are ready to spearhead efforts and develop an educational program to address the problem. Success will depend on the community members and City and County government. Councilmember Lyman asked Bret Hosler, Community Development Director, if this would qualify for eagle projects to which Mr. Hosler stated it would.

Mayor Turk reminded those present that during open forum council can comment on items but they are not required to make statements. The item can come back as an action item.



Mr. Hainlein reported on the Recapture Wash Trails. The BLM is in the process of preparing an Environmental Assessment for the San Juan County trail system. Wildlife surveys and archaeological field work are on-going and they are designing alternative trails for use in the same areas. No firm timeline has been set for completing the Environmental Assessment but they are hoping it will be completed in August or September, followed by a 30-day comment period and open house for the Blanding community to announce the proposed action. There is currently an open criminal investigation of the illegal trail building activities that led to closure of the area.

Councilmember Lyman asked if the community has an opportunity to participate in the formulation of proposed alternatives. Mr. Hainlein stated that during the 30-day comment period ideas could be incorporated. Councilmember Laws asked if comments would be heard and accepted to which Mr. Hainlein replied they would be heard.

Mr. Hainlein reported that the approved resource management plan and record of decision was signed in November 2008 and currently in full force and effect. One lawsuit has been filed against plan but unless the BLM is re-directed by a federal court they will follow the current plan. There is a shift from managing landscapes from open travel to directing motorized travel to designated routes. There are currently more than 2,800 miles of open routes in San Juan County. Arch Canyon route is open for the entire length. The BLM is currently being sued over that by SUWA. There is a link to the resource management plan on the BLM website. Mr. Hainlein is willing to meet with Councilmembers or others as needed.

#### **4 Reports/Departmental Reports**

- A. January 2009 Natural Gas Report – Jeff Black
- B. January 2009 Police Report – Mayor Turk asked for comments. Councilmember Lyman reported that Officer Workman's hours were down because he was at training and away for family business for almost the entire month of February.
- C. January 2009 Fire Report – Fire Chief Kent Hawkins was present to answer questions. Councilmember Lyman asked about the Mutual Aid request with extraction. Chief Hawkins stated that category encompasses either mutual aid or extraction. This was for mutual aid for a structure fire in Montezuma Creek. A Blanding City firefighter was in the area and assisted. Fire Chief Hawkins explained the difference between good intent calls and false alarms.

**5 Action Items**

- A. Councilmember Lyman moved to approve the surplus property bids as submitted and to accept any subsequent bids on the surplus property that did not receive bids. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Lyman

Councilmember Taylor

Councilmember Thacker

Councilmember Laws

Those voting 'Nay'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

- B. Councilmember Laws moved to adopt Ordinance 2009-1 creating a Storm Water Enterprise Fund with a rate of \$1 per ERU. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Taylor

Councilmember Laws

Mayor Turk

Those voting 'Nay'

Councilmember Lyman

Councilmember Thacker

Constituting all members thereof, Mayor Turk declared the motion carried.

C. Terry Ekker recommended that the council move to award the bid for construction of the water treatment plant to Hills Construction for the amount listed. He reported there are several different funding sources going towards the cost. Currently the low bid is \$114,130 over budget from funds that have been raised to date. Chris Webb recommended awarding the bid and reported that there are some things in the works to secure additional funding. The worst case risk scenario risk would be an amendment to the funding agency to increase the amount. If additional funding could not be obtained the City would have to take it out of savings. Mr. Ekker stated that there is savings earmarked for the project but hopes the City does not have to use it. Mr. Webb stated that the City's capital projects plan was to save up to \$500,000. As federal requirements changed the City began looking for loan money as part of the project.

Councilmember Thacker stated that the City is required to take the lowest responsive bid.

Councilmember Laws asked Mr. Ekker what the City knows about Hills Construction. Mr. Ekker stated that the engineer is favorable to the company. Councilmember Lyman asked if Hills Construction is so much lower than the other bids because they are really that good or is there something wrong? Mr. Ekker replied that Hills Construction specializes in the smaller facilities. Councilmember Laws asked if City Staff had researched the company to which Mr. Ekker replied no. Councilmember Laws suggested the company be researched so that the City is 100% favorable. Mr. Ekker stated that he is comfortable with the engineer's recommendation.

**Councilmember Thacker moved to accept the bid from Hills Construction to build the water treatment plant. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

- 6 Councilmember Taylor moved to go into the public hearing for Community Development Block Grant Funding of \$200,000 for the water treatment plant. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws

Those voting 'NAY'

None

Constituting all members thereof, Mayor Turk declared the motion carried.

No public comments were given.

Councilmember Taylor moved to return the meeting to the regular session.

Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

**7 Action Items Continued**

**D. Councilmember Taylor moved to proceed with a public hearing for consideration for and adoption of a Parameter Resolution authorizing the issuance of not to exceed \$4,500,000 in Sales Tax Revenue Bonds of Blanding City, San Juan County, Utah and calling of a public hearing to receive input with respect to the issuance of Bonds and any potential economic impact to the private sector from the construction of the project. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mr. Webb explained that the City must start the bonding process for the Wellness Center. A public hearing has been tentatively scheduled for April 14, 2009 to allow public comment on Council's intent to issue the bonds. After the public hearing the Council would pass the bond resolution. This is the first step in the process. Councilmember Laws commented that this starts the debt process because at this point the City does not know how much is going to be spent or if they are going to spend anything.

**Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Laws**

**Those voting 'NAY'**

**None**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

**8 Discussion Items**

**A. Exempt Status Policy Changes –** Mr. Webb reported that he along with Councilmember Lyman had researched questions regarding exempt status employee with David Church and other City Attorneys who had been through the process. The first question was whether or not the Chief of Police can be included as an exempt employee and given the language found online by Councilmember Lyman an administrator in any department may be considered exempt which includes the Chief of Police. The second question was whether or not pay can be withheld from an exempt employee who takes time off without any leave and the answer is yes, pay can be withheld.

Councilmember Lyman questioned the 40 hour work week for exempt employees asking if extra hours worked could be used within the pay period rather than tied to the week. He would like to see it tied to the pay period with the stipulation that when the accrued leave is used it is scheduled with the supervisor so as not to disrupt City services and that the employee is not required to use personal leave unless a full day is taken. This would give the employee more flexibility in managing their time. Councilmember Taylor commented that he would be more comfortable with that suggestion rather than making the exempt employee use personal leave if it was for more than 3 hours but less than a full day. If an employee put in a 43 hour week they should not be required to use or take off 3 hours the next week but have the flexibility to use it within the pay period. Mr. Webb stated that would create a monthly comp time bank and he felt that comp time and exempt status conflict. Councilmember Taylor stated they couldn't just take off whenever they wanted to. Councilmember Lyman commented that the employee should manage their own time otherwise it defeats some of the trust implied in being an exempt employee. It should not be something that is at the Administrator's discretion.

Mr. Webb reported that the policy is currently written that if more than 3 hours are taken off in one day the hours must be taken from the employee's personal leave bank. If the employee is gone from work for a full day they would be required to use their personal leave bank. He further commented that as the Administrator he is recommending what he feels is best for the City but that it is up to Council to make the decision.

Mayor Turk said that throughout most of his career he was an exempt employee and it never complicated his life and he doesn't see it as restrictive. He asked for any further comment.

Councilmember Thacker asked if hours are going to be tied to the pay period to which Councilmember Lyman said he thought they should be. The pay period is monthly, which is an average of 173 hours per month. It is the responsibility of the exempt employee to make sure they work those hours during the month. If they have extra hours to use they can do so if it is less than a full day, otherwise they are required to use their personal leave which requires approval from the supervisor. If they are using comp time for part of the day they should notify the supervisor out of courtesy. Chief of Police should report his leave to the Mayor. His situation will be somewhat different from the other exempt employees because of shift work and there are other people available to cover their work.

Advice and consent was given by the Council to modify the language under the permitted deductions section, item number 4, to reflect that exempt employees do not have to use personal leave if absence is more than three hours, only if it is for a full day and that hours should be managed per the monthly pay period.

- B. City Administrator Chris Webb reported on the process for the Wellness Center. There will be a public hearing in April on the Council's intent to issue bonds. On March 16 Councilmember Taylor, Community Development Director Bret Hosler, and Mr. Webb will meet with the architect to review the 3 lowest bids on the pool and to receive the architect's recommendation on which way to go on the design build. The 3 lowest bids are within budget for both the outside and inside pool. At the same time Mr. Webb will receive a full set of plans to go out to contractors for bids on the project. Mr. Webb asked a general contractor to look over the review set of the plans to find any holes before making changes for final set. On March 23 we will start advertising that plans will be available that week. Bids will be opened on April 23. The Sorenson foundation should let the City know by then if an additional \$500,000 in funding will be coming to the City. Then on April 28 the project will come back to the Council as an action item.

Councilmember Laws stated there should be a discussion after the bids are received. At this time the City doesn't know what we are paying for and with what money. Mr. Webb said the City will not award the bids until May. Councilmember Thacker made the comment that when the bids are opened the City will know how much and where the funding is coming from so a discussion can be held. Councilmember Lyman stated there must be renewed estimates on the O&M costs. That is a bigger factor than the cost of the building. Mr. Webb responded that he has been getting that information through the process and they are designing for efficiency. Councilmember Lyman asked if they are designing with and without the lap pool to which Mr. Webb responded they are designing both options. The contractors are aware that the lap pool may be cut from the project. Councilmember Lyman asked if the engineers had any input regarding salt water pools. Mr. Webb reported the engineers told him the City would do away with a salt water pool within 2 years. Councilmember Lyman asked why they are not favorable to it. Mr. Webb will ask for further information on the subject.

**9 Information**

- A. Mr. Webb reported there will be a public hearing on the Transportation Plan March 24 at 7:30 pm and it is currently being advertised.

Mr. Webb reported on an opportunity the City has for a potential grant from the Division of Drinking Water that is being presented as a "green grant". Currently the design for water treatment plant includes a line from the 4<sup>th</sup> Reservoir that is undersized to handle what they want it to do with capacity and pressure. The City could make up for that by installing a pump and bringing in other lines. Stimulus money has been given for "green" projects and the money has to be allocated within certain period of time. The project could be eligible for the "green grant" if the City could show they would be able to save the costs of running the pump by installing an additional line. The City could increase the size of the line from the 4<sup>th</sup> Reservoir to the treatment plant from 10" to 16" at a cost of \$300,000-350,000. This would be presented to the Drinking Water Board as an addition to the treatment plant. The City has already raised \$1.9 million and the Drinking Water Board could match with a 100% grant of \$350,000. Councilmember Lyman wondered if it would make sense to add another 10" line instead. City Engineer Terry Ekker said they would keep both lines and run the 10" line from Starvation to the 4<sup>th</sup> Reservoir and use the 16" line from the 4<sup>th</sup> reservoir to the water treatment plant. The line would lie in the same right of way as existing line. The pump and pumping costs would then be eliminated saving the City money. Mr. Webb is in the process of pursuing the grant and putting together a proposal for submittal.

**10 Open Forum**

Ty Shumway wished to discuss the awarded bid for the treatment plant. He stated he was the second lowest bidder and he was wondering how another company can come in and get the project when it is in his own back yard. Councilmember Lyman responded that it is the company's specialty and is all they do. Mr. Webb stated that an extensive discussion was held with the contractor to find out how he bid it, what he bid, did he leave things out, etc. There were significant items left out of the bid but the contractor agreed to do it for the amount that was bid. Because federal money is involved it is a federal requirement that it has to be awarded to the lowest qualified bidder. The project engineer recommended awarding to lowest bidder. Mr. Shumway asked if he added other subs after he bid to which Mr. Webb replied no.



Javan Redd feels like the local contractors get more pressure from local inspectors and the outside contractors are treated more favorably. Mr. Webb said he feels that the City bends over backwards to try to get local business involved with projects.

David Seiter informed Council that they are putting in a bid in Moab and that Moab is strictly enforcing the requirement of accepting local bids only to keep the money in town.

Councilmember Thacker said he couldn't answer to what other communities are doing but federal mandates for this project requires accepting the lowest responsive bid. Mr. Webb informed the local contractor that they could petition Council to pass a resolution for local hiring preferences. Mr. Webb responded that the City's current procurement process does not allow for a local hiring preference.

Ty Shumway stated that as a citizen and contractor of Blanding he feels the contractor awarded the bid is going to lose their shorts on this project compared to other bidders.

Tom Palmer asked if local contractors could review the change orders that come in on the project. There will be problems with the project that could end up costing the City more money if someone isn't reviewing the change orders. Councilmember Laws answered that yes local contractors can review the change orders since the money funding the project is public money.

Javan Redd inquired about the new "green" pipe line. Would Hills Construction be required to refund the amount for the pump? Mr. Webb said they would have to refund that money. The City would still bid out the pipeline as a separate project. It is tied into the funding but into the water treatment project.

Tom Palmer commented on project changes the contractor might make to the electrical requirements. Mr. Webb responded that the contractor must follow the rules and not spend more money. Change orders have to be legitimate or they won't get it. If the contractor missed it in spec they will still have to do it. He asked the local contractors to give the City credit for knowing what to do. Mr. Palmer said they do give the City credit but don't feel like they as contractors get credit.

Mr. Webb asked the local contractors to submit suggestions on how to make the process better. David Seiter suggested adding the word mandatory to the pre-bid walk through. Mr. Webb replied that this issue was discussed specifically and the City decided not to make this one mandatory. Mr. Seiter then asked what will happen to bids submitted for concrete and flooring for the Wellness Center. Mr. Webb stated it would be mandatory for contractor to use the bidders.

**Councilmember Lyman moved to retire to Executive Session. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:20 pm.

Mayor and Council returned from executive session at approximately 9:15 pm.

**Councilmember Grover moved to adjourn. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote.**

**Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:17 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
FEBRUARY 24, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Cassi Hosler, Heather Meyer, Neil Joslin, Robert Ogle, Pam Hosler.

Prayer/Thought - The prayer/thought was offered by Charlie Taylor.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the February 10, 2009 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Those Abstaining**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Cassi Hosler and Heather Meyer addressed the Council representing the National Honor Society. They asked the Council for \$350.00 to buy Easter eggs and candy for the children's hunt. Advice and consent was given by the Council to donate to the National Honor Society.
4. Mr. Webb reported on the successful Rural Business Conference hosted by Senator Bennett. Mr. Webb, Mayor Turk and Councilmembers Grover and Taylor were able to meet with the Senator and discuss concerns over public land use, stimulus money and energy policies. Mayor Turk expressed his appreciation for the conference and felt it was very successful.

5. Mr. Webb presented Resolution 2009-3 Annexation of Property along 300 West. He explained that a public hearing has been held and this resolution would adopt the annexation. **Councilmember Taylor moved to adopt Resolution 2009-3 Annexation of Property along 300 West. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. Mr. Webb presented Resolution 2009-4 UAMPS Joint & Cooperative Action Agreement Approval. He explained that each year UAMPS updates their agreement with each city. **Councilmember Laws moved to adopt Resolution 2009-4 UAMPS Joint & Cooperative Action Agreement Approval. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Lyman asked about a review of the resolution by the city attorney. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. Councilmember Laws opened a discussion about Ordinance 2009-1 Creating a Storm Water Utility. He recommended that the City adopt the utility with a rate of \$1 per ERU to service debt and use general fund money to work on storm drain projects. Councilmember Lyman explained that he had made a quick review of the budget and felt like there were ways to find the money in the general fund to service the debt so that no utility would have to be formed. He expressed his opposition to forming a utility. Councilmember Laws commented that taking the money from the general fund would take money from another project and cause a burden elsewhere in the City. Councilmember Taylor expressed concern that if the utility is not adopted at this time then a future Council may add the utility at a higher rate. His concern with funding the debt through the general fund is that the City may have unanticipated needs that would not be able to be met. Councilmember Laws asked that the ordinance be brought back as an action item for the next meeting at \$1 per ERU.

8. Councilmember Laws presented discussion regarding the Master Transportation Plan. He asked if there was any opposition to sending the plan to a public hearing. Councilmember Grover expressed concern over the use of the term "major collector" in the plan. Mr. Ekker explained that the terms are designated based on the proposed traffic on the road and that a major collector is not another term for a bypass road. Advice and consent was given to conduct a public hearing on the proposed plan.

9. Mr. Webb presented the Council with a potential UAMPS nuclear power project. The project would be in cooperation with Unistar, which is a company in the nuclear power industry. The funding share of the project for Blanding City would be \$11,521 over three years. Mr. Webb further explained that after each year there would be an off-ramp that the City could use to stop funding the project. Currently they are looking at potential sites near Delta or in San Juan County. Councilmember Laws expressed his support for the funding because the City would be able to sell power to residents for less than the current costs. Councilmember Lyman commented that the science is getting better and he supported the project because it would allow Blanding to take advantage of technological advancements.
10. Mr. Webb discussed a new Joint Facility Use Agreement with San Juan School District. He explained that the District would like to maintain their own fields rather than continue paying a maintenance fee to the City. The new agreement will give priority to sports that are in season between the City and the District. Mr. Webb commented that he was encouraged by the attitude of working together and the spirit of cooperation. Advice and consent was given to approve the agreement.
11. Mr. Webb presented for approval changes to the exempt status of employees. Discussion centered on whether certain employees could be made exempt and how the change would affect the City and the employees. It was determined that more information and time were needed to make an informed decision.
12. Mr. Webb informed the Council that a public hearing will be held during the March 10<sup>th</sup> meeting for a \$200,000 CDBG grant for the water treatment plant.
13. Mayor Turk invited Council Members to attend a groundbreaking on Tuesday March 3<sup>rd</sup> for the self-help homes that will be built near 800 North.
14. There will be a pipeline safety meeting on Tuesday March 3<sup>rd</sup> at 6:00 at the Arts and Conference Center.
15. Open Forum – Neil Joslin addressed the Council and commented that he feels the Council should not vote to create a Storm Water Utility just because a future Council might vote to create one at a higher rate.
16. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:44 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
FEBRUARY 10, 2009  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

City Engineer: Terry Ekker

General Services Director: Jeff Black

Community Development Director: Bret Hosler

Others Present: Lyle Bayles, Cindy Bayles, Terri Laws, David Lyman, Robert Ogle, Jacob Blake, Robert Blake, Marshall Shumway, John Imlay, Paul Kyles, Rodney Kyles, Phil Palmer, Toni Lacy, Ryan Pritchett.

Prayer/Thought - The prayer/thought was offered by Chris Webb.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the January 27, 2009 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – David Lyman addressed the Council regarding the proposed Storm Water utility. He explained that he recently purchased a laundry mat and is making every effort to lower his operating costs in order to make it more profitable. Mr. Lyman expressed opposition to the creation of the utility, and encouraged the City to find another way to pay for the projects.

Taylor Lyman addressed the Council regarding the proposed Storm Water utility. He expressed the feeling that at some time the creation of a utility may be necessary, but he does not feel it is needed at this time. He views storm water as an issue for individual property owners and not for City government to address. Mr. Lyman commented that in his opinion more and bigger government is not the answer and once the service is created it will never go away.

4. Mr. Black presented the Natural Gas Report and Water Report for January 2009. There were no questions or comments.
5. Chief Bayles presented the Police Report for January 2009. There were no questions or comments.
6. Mr. Webb presented the Fire Report for January 2009. He explained that the department has been training during the last month and 5 firefighters attended Winter Fire School. There were no questions.
7. Mr. Hosler presented the Building Report for 2008.

8. Mr. Webb asked the Council for approval of a grant from the Utah State Division of Drinking Water for a water master plan. He explained that an action by the Council is now required to receive the grant money. **Councilmember Thacker moved to accept the grant from the Utah State Division of Drinking Water. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Lyman
	Councilmember Taylor
	Councilmember Thacker
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mr. Ekker explained that every five years it is necessary to go through a process to choose an airport consulting firm. The selection process is based on qualifications and not the fees charged by the firm. Mr. Ekker further explained that three firms submitted statements of qualifications and after the committee reviewed the information, it is their recommendation to continue the existing relationship with Armstrong Consultants. **Councilmember Thacker moved to enter into an agreement with Armstrong Consultants for the Blanding Airport. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Lyman Councilmember Taylor Councilmember Thacker Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. **Councilmember Lyman moved to enter a public hearing regarding the annexation of properties on 300 West. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Lyman Councilmember Taylor Councilmember Thacker Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb explained that three property owners on 300 West have requested annexation and the survey process has been completed to allow the annexation to be recorded. No one signed up to comment and there were no public comments.

**Councilmember Lyman moved to leave the public hearing regarding the annexation of properties on 300 West. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Lyman Councilmember Taylor Councilmember Thacker Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Grover

**Constituting all members thereof, Mayor Turk declared the motion carried.**



11. Mr. Webb explained that the Council had asked that the proposed Storm Water Utility come back as a discussion item. He explained that there is not an easy solution to the problem and we can continue to let things go and manage them the best way we can, but he believes that the problems will continue to get worse if we ignore them.

Councilmember Lyman commented that he spoke to the Utah State Division of Water Quality this week and they explained that cities of 10,000 – 12,000 residents are required to file storm water quality reports and usually have a storm water utility in place. He does not believe the residents can afford the utility because of the down economy and maybe we are trying to be too much of a city than we can afford to be. He also expressed the opinion that storm water problems are temporary when they happen, but the burden of a storm water utility will be forever.

Councilmember Laws explained that we have fixed some problems for some people, but we have also caused problems and damage for others. Eventually we will have to deal with the problems and we must move forward with a plan. He commented that the Wellness Center is an extra and will get hit the hardest if cuts have to be made.

Councilmember Thacker explained that the utility might cause problems for some businesses, and he hopes the community understands that if the budgets are cut, some services will also be cut. Mr. Webb was asked to bring this back for further discussion and to find out if the general fund can help with storm water projects.

12. Councilmember Laws opened a discussion about the proposed Master Transportation Plan. It was decided it would be brought back at the next meeting after everyone had a chance to review the plan.

13. Mr. Ekker presented three possible solutions to allow residents who are currently on a private sewer lift station to connect to the City system. Councilmembers Laws and Thacker expressed support for the City to pay at least 50% of the cost of the project. Mr. Ekker commented that if the City participates it would have to be in the next budget year.

14. Mr. Webb explained that bids have been sent out on the proposed Wellness Center. He explained the continuing progress of various grants that the City is seeking to help pay for the center. Discussion centered on whether or not the City would be willing or able to act as the General Contractor on the project in an attempt to cut costs. Councilmembers Thacker and Laws expressed opposition to having the City act as their own General Contractor.

15. Councilmember Thacker explained that he had met with Mr. Webb and Mr. Hosler about the building permit process. He commented that they would like to go through a building season with the current process and assess the strengths and weaknesses at the end of the season. He asked the Council to bring any comments they receive about the permitting process to the attention of City Staff.

16. Mr. Hosler addressed the Council regarding proposed road closures by the Forest Service near Dry Wash Reservoir. He explained that he attended an open house regarding the closures and he is concerned that they are attempting to close many roads that are heavily used by local residents. Mr. Hosler recommended that the Council voice approval of the fuel reduction measures in the area, but oppose the closing of any roads. Advice and consent was given to draft a letter to that effect for the Mayor's signature.

17. Mr. Webb asked for approval to submit a grant application for the repair of Starvation Reservoir and finishing the water distribution system on 300 West. Advice and consent was given to apply for the funding.

18. Mr. Webb asked the Council to consider granting exempt status to five additional employees. He explained that it would allow the employees some flexibility with their hours while not tying the hands of the city to have to pay for overtime. After some discussion, it was decided that it would come back as a discussion item at the next meeting.
19. Mr. Webb distributed proposed dates for the upcoming budgeting process.
20. Mr. Webb reminded the Council of the upcoming Business Expo with Senator Bennett. Encouragement was given for anyone who could to attend the event.
21. Open Forum – No public comments were given.
22. **Councilmember Grover moved to adjourn. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Taylor</b>
	<b>Councilmember Thacker</b>
	<b>Councilmember Laws</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:53 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
DECEMBER 9, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

City Engineer: Terry Ekker

Community Development Director: Bret Hosler

Others Present: Terri Laws, Kent Hawkins

Prayer/Thought - The prayer/thought was offered by Jeremy Redd.

1. The Pledge of Allegiance was recited.
2. Councilmember Lyman asked that a paragraph be added to the minutes suggesting that he found it very unlikely that state trust lands would ever be purchased, but that he did not want to see the option removed from future consideration. Councilmember Laws asked that more detail be added to the minutes regarding the discussion about the Wellness Center. It was decided that the changes would be made and the minutes would be brought back for approval at the next meeting. **Councilmember Lyman moved to approve financial disbursements. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Grover

Councilmember Lyman

Councilmember Taylor

Councilmember Thacker

Councilmember Laws

Those voting 'NAY'

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.

4. Mr. Webb presented the Natural Gas Report for November 2008. There were no questions or comments.

Mr. Webb presented the Water Report for November 2008. Councilmember Laws questioned the reasoning behind leaving water in Starvation Reservoir rather than moving it to the 3<sup>rd</sup> Reservoir. City staff had decided not to move the water because they felt that the reservoirs would fill this spring and the water would not be needed in the 3<sup>rd</sup> Reservoir. They also explained that they are trying to determine what seepage is actually occurring in Starvation Reservoir.

6. Chief Bayles presented the Police Report for November 2008. Councilmember Laws asked for the definition of a civil disturbance. It was explained that a civil disturbance happens when the police are called to assist at a residence but no crime is being committed. An example would be in a divorce when the police are called to be present while someone removes their belongings from a home.

7. Chief Hawkins presented the Fire Report for November 2008. There were no questions or comments.

8. Mr. Webb explained that Senator Bennett will be hosting a section of the Rural Business Conference in Blanding on February 18<sup>th</sup>. His office has asked the city to sponsor a lunch at the event for an approximate cost of \$3000. The amount would be split with Monticello and San Juan County, so Blanding's portion of the cost would be \$1000. **Councilmember Laws moved to approve the sponsorship of the lunch as a joint partner with a cost of no greater than \$1000. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor

Those voting 'NAY'

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mr. Webb presented a resolution establishing new solid waste fees. He explained that the County is raising the fees at the landfill and it will affect the costs at the transfer station. The new resolution will allow the fees to increase or decrease based on the costs to dump in the landfill. **Councilmember Lyman moved to approve Resolution 2008-19 Establishing New Solid Waste Fees. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor

Those voting 'NAY'

NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb presented the proposed Holiday Schedule and City Council Meeting Schedule for 2009. He explained that there were no changes from what was approved last year. **Councilmember Laws moved to accept the Holiday Schedule and City Council Meeting Schedule for 2009. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Thacker</b>
	<b>Councilmember Taylor</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. **Councilmember Lyman moved to approve Resolution 2008-6 ATV Ordinance. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mayor Turk asked about how information about the new ordinance would get to the citizens. It was determined that the information would be distributed through the newsletter and on the website. Councilmember Laws informed the Council as a matter of information that there is currently no place in Blanding to have an ATV inspected to be certified as street legal. Councilmember Lyman expressed appreciation for public comments asking for riders under 16 years of age to be allowed to drive on the streets. He explained that the Council heard the comments, but decided not to include those drivers in the ordinance. **Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Thacker</b>
	<b>Councilmember Taylor</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. Councilmember Laws discussed the idea of allowing fireworks on New Year's Eve. After consulting the state ordinance regarding fireworks it was determined that fireworks were already legal on this holiday and it would not require any action by the Council. It was decided that the Police would be informed about the ordinance so they could enforce it correctly.
13. Mr. Webb asked for advice and consent to proceed to the design and bidding stage on the Wellness Center. Advice and consent was given by the Council.
14. Mr. Webb explained that he sent a grant application to the Drinking Water Board for a new water master plan. He explained that it has been 10 years since the last plan was completed and the \$30,000 would be used for an update to the existing plan. He wanted to make sure the Council was aware of the application.
15. There will be a public hearing on the proposed Storm Water Utility during the Council Meeting on January 13<sup>th</sup>.

16. Mayor Turk distributed information about marriage week on February 7<sup>th</sup> – 14<sup>th</sup>. He invited the public to nominate healthy marriages within the community for awards. The nominations are due by January 5<sup>th</sup> at 6:00 pm .
17. Open Forum – No public comment was given.
18. **Councilmember Thacker moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:45 p.m.

Mayor and Council returned from executive session at approximately 8:27 p.m.

19. **Councilmember Grover moved to adjourn. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:29 p.m.

By

  
\_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 25, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker

Others Present: Terri Laws, Retta Hall, Robert Hosler, Cal Dean Black, Lynn Shumway, Ferd Johnson, Curtis Palmer.

Prayer/Thought - The prayer/thought was offered by Kelvin Thacker.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the November 11, 2008 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.
4. Mr. Webb presented a draft of the Winter Newsletter for approval. Advice and consent was given by the Council to send the newsletter.

Mr. Webb presented the Resolution Adopting Personnel Per Diem Rates. He explained that the resolution ties the city rates to the Utah State travel reimbursement rates. **Councilmember Laws moved to adopt Resolution 2008-Personnel Per Diem Rates. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. Mr. Webb presented a Resolution regarding the position of the city on Public Safety Retirement COLA. He explained that normal city employees already receive a 4% retirement COLA, but the city pays just under half the amount each month to the retirement system as they do for a public safety employee. If the new rate is adopted, the rate for public safety would go from 23.34% of the public safety employee's base rate to 25.90% and they would receive a 4% retirement COLA each year. Council discussed the need for making an immediate decision and decided to table the item until the budget for the next fiscal year is discussed.

**Councilmember Lyman moved to enter a public hearing regarding proposed changes to the ATV ordinance. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb explained that the Council has been debating changes to the current ordinance and they have arrived at a final draft they intend to adopt. It is similar to the current ordinance with clarifications. The public hearing will give the public a chance to comment on the proposed changes.

Ferd Johnson spoke in favor of the ordinance and was pleased that riders going to and from grocery stores and gas stations would still be able to do so.

Curtis Palmer expressed his support for the ordinance.

Cal Dean Black made comments about enforcement of the law and the provision allowing the Police Chief to approve the use of ATVs in an emergency situation. He expressed his feeling that he would like to see the ordinance changed to allow families to ride to trails even though some of the family members are not 16 and do not possess a valid driver's license.



**Councilmember Grover moved leave the public hearing regarding proposed changes to the ATV ordinance. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Webb asked the Council for a decision regarding the new Wellness Center. He asked for the approval to move forward and have construction drawings made and go to bid with a construction date of April 2009. He explained the approximate cost of the center as well as the probable funding options. He further explained that to move to the next phase of the project and have the drawings done and bids distributed would cost the City about \$50,000. It was discussed that at that point the Council would have a better feel for the cost of the project and be better able to make a final decision. Councilmember Laws asked about the extra \$90,000 that will need to come from the General Fund to operate the facility. He asked about the effect this will have on that fund and whether all of the budgets will be cut back accordingly or will we just add more to the recreation budget? Mr. Webb explained that the \$90,000 would be added to the recreation budget. Mr. Laws commented that 48% of the community was not in favor of the center and these increased costs will affect everyone. Councilmember Lyman commented that construction costs will do nothing but go up and he has received some public pressure from those who are in favor of the facility and they want to know when it will be built. He also reminded the Council that the loan is at zero percent and he acknowledged the efforts of the CIB in providing the loan to the City. Councilmember Thacker commented that going out to bid gives us more information. He expressed the desire to go to bid and then have further discussion with more realistic numbers. At that point we will be in a better position to make a better decision. It was decided that it would come back as an action item at the next meeting.
9. Mr. Webb discussed the progress on the creation of a new storm water utility. The engineer has suggested a rate of \$5 per month as an Equivalent Service Unit. This would be the amount paid by each residence and would be the basis for determining commercial rates based on their impervious surface area.
10. Councilmember Lyman introduced a letter regarding a proposed BLM master plan for the area annexed by the City. He explained that if the city adopts a plan with regards to the land then the BLM will be more likely to follow the wishes of the city with regards to the area. Councilmember Laws discussed having water and electricity at trailheads within the area, and it was generally decided that it would be a waste of resources and the language would be removed from the letter. Councilmember Laws also expressed his opposition to the City purchasing State trust lands. He explained that people have made a living on these lands and he is opposed to the City purchasing them under any circumstances. Councilmember Lyman suggested that it is very unlikely that the state trust land would ever be purchased but did not want that option removed from future consideration and that if they were ever purchased, local control would more likely protect the local interest in those lands than state or federal control. Council gave permission to the Planning Commission to begin working on the document.

Mr. Webb introduced a possible ordinance establishing new solid waste fees. He explained that it would allow the fees to increase and decrease proportionally based on changes to the landfill rates. This will be brought back at the next meeting as an action item.

12. Mr. Webb informed the Council about the City Christmas Party on December 18<sup>th</sup> at 6:00 pm.

13. Open Forum – No public comment was given.

14. **Councilmember Taylor moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman  
Councilmember Thacker  
Councilmember Taylor  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:38 p.m.

Mayor and Council returned from executive session at approximately 9:08 p.m.

15. **Councilmember Grover moved to adjourn. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:10 p.m.

By   
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 11, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

City Engineer: Terry Ekker

Community Development Director: Bret Hosler

Others Present: Kent Hawkins, Lyle Bayles, Neil Joslin

Prayer/Thought - The prayer/thought was offered by Joe Lyman.

1. The Pledge of Allegiance was recited.
2. **Councilmember Thacker moved to approve the minutes and financial disbursements of the October 28, 2008 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.
4. Mr. Webb presented the Natural Gas Report for October 2008. There were no questions or comments.
5. Mr. Webb presented the Water Report for October 2008. There were no questions or comments.

Chief Bayles presented the Police Report for October 2008. He reported that the officers are working a new rotating schedule and it is working well. Investigations have been up and the department will exceed their salary budget by the end of the year.

7. Chief Hawkins presented the Fire Report for October 2008. He reported an accidental fire this morning that resulted in a fatality in the Westwater area. Smoke inhalation was the probable cause of death.

8. **Councilmember Grover moved to enter a public hearing regarding the CDBG Grant Application. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Thacker</b>
	<b>Councilmember Taylor</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

No public comment was given.

Mr. Webb explained that the purpose of the public hearing is to allow the public to comment and make suggestions on the projects that will be applied for from the Community Development Block Grant. Mr. Webb explained that the City will probably ask for additional funding for the new Water Treatment Plant.

**Councilmember Taylor moved to leave the public hearing regarding the CDBG Grant Application. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Thacker</b>
	<b>Councilmember Taylor</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb addressed the Council about a proposed increase to the City travel per diem. It has not been increased for at least 15 years, and he feels like it is time for an increase. Mayor Turk asked if the rate could be tied to the state rate so it would change based on the Utah State per diem rates. Councilmember Thacker agreed that it should be the same rate as the State and asked that it be brought back as an action item under his name.

- Mr. Webb presented a letter from San Juan County announcing a landfill rate increase starting on January 1<sup>st</sup>. He explained that the rates have not increased in the 12 years he has been with the City, but the City Transfer Station and Baker Sanitation who provide garbage service in Blanding will probably both have to increase to allow for the new rates. Mr. Webb was asked to draft a resolution tying the Transfer Station rates to the County Landfill rates.
11. Mr. Webb explained that Utah Retirement Systems is requesting a resolution from the Council determining whether to change the COLA for public safety employees from 2.5% to 4%. He further explained that the state increased their levels but many cities have decided not to make the increase. Discussion centered on what rate the other city employees are currently at and making sure there was equity between the different City departments. Councilmember Taylor expressed that he would like to see the rate increased. It was decided that the issue would be brought back as an action item at the next meeting.
12. Mr. Hosler presented the Council with the building packet information he had collected. Discussion from the Council centered on the desire to see a streamlined process with everything possible spelled out so that misunderstandings and errors would be kept to a minimum. The packet will be brought back as a more detailed document.
13. Mayor Turk presented a possible grant opportunity for the Police Department. The grant would be written to hire a 6<sup>th</sup> officer who would work as a school resource officer in all three Blanding schools. Chief Bayles commented that he would like to hire a female Native American officer for the position and she would be able better relate to and reach students that are currently not being reached. Chief Bayles explained that the City would be asked to pay the benefits for the officer and the grant would pay for salary and equipment for a three year period. Advice and consent was given to proceed with writing the grant.
14. Mr. Webb informed the Council that there would be a public hearing regarding changes to the ATV Ordinance at the next Council meeting on November 25<sup>th</sup>.
15. Open Forum – Mr. Hosler addressed the Council regarding some information he had received about peak oil production. He asked for permission to relay this information in detail at a future date.

16. Councilmember Grover moved to adjourn. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Lyman

Councilmember Taylor

Councilmember Thacker

Councilmember Laws

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:15 p.m.

By

  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 28, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Charlie Taylor  
Kelvin Thacker  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Joshua Kotter, Lyle Bayles, Terri Laws, Robert Hosler, Joan Hosler, John Brake, Roylen Griffin, Neil Joslin, Donna Singer.

Prayer/Thought - The prayer/thought was offered by Kelly Laws.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the October 14, 2008 meeting with a change that Councilmember Laws abstained from the vote approving the minutes. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.

**Councilmember Taylor moved to approve the land exchange with Blue Mountain Hospital. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Laws commented that he is not against the hospital, but he feels as though the City is treating them differently than a private developer would be treated. He explained that the deal was originally made 5 years ago and the ordinances have changed since then. Mr. Webb commented that there have been concessions made with many commercial developers because of the employment they bring to the area. Councilmember Lyman made the comment that the land that is being exchanged can only be used as a shared parking lot, and therefore they are getting the land in title but not in practice. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker**

**Those voting 'NAY'**

**Councilmember Laws  
Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

5. **Councilmember Taylor moved to appoint David Johnson, Scott Meyer, and David Lee to the Recreation Board. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mayor Turk explained that the nominations for the positions came from him. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6. **Councilmember Laws moved to accept the hiring of Tom Dyer as a part-time police officer. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Chief Bayles explained that Mr. Dyer will work part-time to cover shifts. He assured the Council that the addition would not change his current budget. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**



Mr. Webb presented proposed changes to the ATV ordinance. Mr. Webb explained that the discussed changes from the last meeting have been incorporated into the document. He informed the Council that Monticello City and San Juan County are interested in viewing the Blanding ordinance in an attempt adopt similar regulations. Councilmember Lyman asked that the issue be brought back as an action item at the next meeting.

8. Councilmember Laws asked about the permitting process of the City. He stated that when someone comes to get a building permit it should be a rather painless process and they should know all of the requirements at the beginning of the process. Councilmember Laws explained that he had been on the website for the City of South Jordan and this type of information was available and accessible. He would like to see the same process available at the City of Blanding. Mr. Hosler explained that there are four documents currently in use and he would include them in the next Council packet for viewing by the Councilmembers.

9. Mr. Webb addressed an annexation request by Tracy Lyman. He explained that other property owners in the area have been contacted to be included. The City would like to annex as many properties as possible because of the costs involved with annexation surveys. Multiple Councilmembers voices opposition to any type of forced annexation.

10. Mr. Webb informed the Council that there would be a public hearing during the next meeting to allow comment on CDBG grants.

Mayor Turk informed the Council that he attended a housing authority meeting in Moab and it was announced that eight self-help homes will be built in the new Elk Ridge Subdivision in Blanding.

12. Open Forum – No public comment was given.

13. **Councilmember Grover moved to retire to executive session. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Lyman**

**Councilmember Thacker**

**Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 7:47 p.m.

Mayor and Council returned from executive session at approximately 8:18 p.m.

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**Councilmember Grover moved to adjourn. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**


**Councilmember Grover  
Councilmember Lyman  
Councilmember Taylor  
Councilmember Thacker  
Councilmember Laws  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:19 p.m.

By

  
\_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 14, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Joe Lyman

Charlie Taylor

Kelvin Thacker

Kelly Laws

City Manager: Chris Webb

City Treasurer: Jeremy Redd

General Services Director: Jeff Black

City Engineer: Terry Ekker

Community Development Director: Bret Hosler

Members Present: Joshua Kotter, Harold Lyman, Lyle Bayles, Kent Hawkins, Neil Joslin, Donna Singer.

Prayer/Thought - The prayer/thought was offered by Mayor Turk.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the September 30, 2008 meeting with the addition of Councilmember Laws to the absent list. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Taylor**

**Councilmember Thacker**

**Those voting 'NAY'**

**NONE**

**Those Abstaining**

**Councilmember Laws**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Harold Lyman addressed the Council about a damaged sign at Walter C. Lyman Park. The family offered to repair the signage, but was requesting approval from the city to make the repairs. Advice and consent was given by the Council for the Lyman family to make repairs to the sign. It was determined that if the repairs were extensive, the city would consider funding the cost of the repairs.

Mr. Black presented the Natural Gas Report for September 2008. There were no questions or comments.

5. Mr. Black presented the Water Report for September 2008. There were no questions or comments.
6. Chief Bayles presented the Police Report for September 2008. He commented that an extra effort has and is being made to increase enforcement in and around the school zones.
7. Chief Hawkins presented the Fire Report for September 2008. He explained that a mobile home in Westwater has been offered to the department to burn for training purposes. He is determining the viability of the exercise as a public service. This is not something that is normally done.
8. **Councilmember Taylor moved to approve the boundary adjustment for Blue Mountain Hospital. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Taylor addressed the issue of a possible land exchange between the City and Blue Mountain Hospital. The exchange would be a boundary adjustment on the Hospital property and give the city land that the new street was built on in exchange for City land south of the Hospital property to be used as a shared parking lot. Discussion centered around HUD approval of the Hospital loan being conditioned on the appropriate amount of acreage being held. Council discussed the idea of the swap having a condition on the deed that the south lot can only be used as a shared parking lot with the City. There was also discussion about a right-of-way on the east side of the property that would serve the parking lot to the Wellness Center and would be an extension of 200 West. The City would like to receive an easement for an extension of the right-of-way as part of the land exchange. It was determined that the issue should be negotiated with the Hospital and discussed again at the next meeting. **Councilmember Taylor withdrew his motion.**
9. Mayor Turk explained that Joshua Kotter had volunteered his legal services to the Council and is now requesting a signed Personal Services Agreement with the City. The agreement would allow him to be covered under the insurance umbrella of the City, but would not cover him if the City felt he was grossly negligent in his duties representing the City. Mr. Webb explained that he has requested access to the Lexis Nexus legal code databases which would cost the City approximately \$50 per month. Mayor Turk explained that he feels the agreement is a good deal for the City in terms of tax dollars and that the Council should give it serious consideration.
10. Mr. Webb presented the current revision of the ATV ordinance. Discussion centered on not allowing any riders under 16 or without a driver's license on the streets. Councilmember Taylor asked about the enforcement options available to the Police Department. It was determined that three wheel vehicles would not be allowed in the ordinance. The suggested changes will be made and brought back as a discussion item.

Mr. Webb informed the Council that Amee Sorenson, the City Clerk, has given her notice of resignation. Advertisement has been made for the open position. Mr. Webb further asked the Council to consider changing accounting software to Pelorus DGS. The software change had been planned, but with the training of a new employee it may make sense to change software now so the new Clerk will not have to be trained twice. Advice and consent was given to purchase the new software.

12. Open Forum – Joshua Kotter asked the Council to make the Personal Services Contract between Blanding City and his law firm which has yet to be established. He expressed that he would carry his own liability insurance and it would protect himself and the City. Mr. Webb explained that he would have to find out if the City would be able to cover a firm as opposed to an individual under their insurance umbrella.

13. **Councilmember Grover moved to retire to executive session. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Lyman**

**Councilmember Thacker**

**Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:40 p.m.

Mayor and Council returned from executive session at approximately 9:55 p.m.

14. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman  
Councilmember Laws  
Councilmember Grover  
Councilmember Thacker  
Councilmember Taylor**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:56 p.m.

By

  
\_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
SEPTEMBER 16, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor:	Toni Turk
City Councilmembers:	Erik Grover
	Joe Lyman
	Kelly Laws
	Charlie Taylor
	Kelvin Thacker
City Manager:	Chris Webb
City Treasurer:	Jeremy Redd
General Services Director:	Jeff Black
City Engineer:	Terry Ekker
Community Development Director:	Bret Hosler

Others Present: Terri Laws, Jerry Adams, Jack Street, Dee Street, Dorothy Thacker, Alan Shumway, Tracy Shumway, Madge Shumway, Garth Wilson, Kent Hawkins, Lyle Bayles, Denise Johnson, Cal Dean Black, Richard Guymon.

Prayer/Thought - The prayer/thought was offered by Erik Grover.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the August 26, 2008 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Garth Wilson address the Council representing the College of Eastern Utah. He formally requested that the Council consider waiving the connection fees for the new CEU maintenance building. The connection fees are for water, sewer, gas and electrical connections and would total \$3375.00. Councilmember Laws asked that the item be brought back for discussion under his name.

Jack Street addressed the Council and explained that he is a property owner on Browns Canyon Road where the city is currently constructing water lines to integrate two deep wells. The pipeline will run along the road adjacent to his property and he asked the Council for a water tap in exchange for an easement which is already in place. He told the Council that he would pay the hook-up fee, but he would like to see the \$3000 fee for residents outside city limits waived. Mr. Webb explained that there is currently a Council statute that does not allow taps to be traded for easements.

Alan Shumway addressed the Council regarding a lane across city property he was using to access his property. He explained that the drainage that had been filled in on city property had been opened up making it impassable. He had been driving through the city lot to access his property to the east, but he no longer has access because of the work that has been done. He asked if the City will be re-filling the drainage and if he would have access to his property in the future using this route. Mr. Webb explained that the City owns the lot in question, and was asked by the County Health Department to excavate the drainage to allow water to flow. The water was backing up and causing a health hazard and a mosquito problem this summer. Mr. Webb further explained that the City needs to decide what to do with the area, and may want to maintain at least a drainage right-of-way on the property. The city may also choose to sell the lot as a building lot. Mayor Turk stated that this issue will require further discussion, if a Council member chose to bring it back.

Amy Bartlett made comments to the Council as a member of the Blanding Elementary School PTA. She expressed the interest of the PTA to see speed limit signs posted near the Elementary School that reduces the speed to 15 miles per hour. Mr. Black explained that in order to reduce the speed, crossing guards would have to be posted at each intersection and flashing yellow lights would have to be installed.

Madge Shumway asked the Council about some overgrown trees on 200 East. She stated that these trees cause a blind spot and people cannot see oncoming cars at the intersection.

4. Mr. Webb presented the Natural Gas Report for August 2008. There were no questions or comments.
5. Mr. Webb presented the Water Report for August 2008. There were no questions or comments.
6. Chief Lyle Bayles presented the Police Report for August 2008. Mayor Turk explained that the numbers represented a partial month for Lyle and Jared Hillhouse, but full months for the other officers.

Mr. Bayles asked the Council to consider hiring Sanford Randall as a part-time officer with the department. He explained that Mr. Randall is a certified firearms instructor and would be able to certify the officers of the department. Advice and consent was given to hire Mr. Randall as a part-time officer, if they could do so and still stay within the budget.

Mr. Bayles also asked the Council for permission to re-scope his current budget. He explained that he would like to delay the purchase of a new police car, and instead use the budgeted money to purchase other more necessary equipment such as protective vests, dash cameras and computer software upgrades. Advice and consent was given by the Council to allow the re-scoping of funds and purchase the additional FATPOT software. They asked that additional items come before Council before they are purchased.



7. Chief Kent Hawkins presented the Fire Report for August 2008. He explained that properties containing flammable weeds in the community are in good shape with the exception of a few lots whose owners have been notified. There were no questions.

8. **Councilmember Laws moved to appoint Charles Taylor and Kelvin Thacker as members of the City Council for the City of Blanding to serve until December 2009. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mayor Turk conducted the ceremony to swear in Charles Taylor and Kelvin Thacker as Council members. Mayor Turk welcomed the new members and explained that they are filling the seats of two great men who served with integrity. He explained that there were 15 applicants for the positions and commented that he was impressed by the quality of the applicants.

10. Jerry Adams addressed the Council and asked that an unimproved right-of-way be granted on a piece of property that he owns. **Councilmember Laws moved to accept an unimproved right-of-way as presented. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The Mayor asked Mr. Webb to explain the request. The Council discussed the matter in depth and explained and re-discussed many of the issues for the benefit of the new Council members. Councilmember Lyman explained that the issue has been reviewed in detail, and there is no apparent way to accommodate Mr. Adams and still be in compliance with the laws of the state and City Subdivision Ordinances. **Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>None</b>
<b>Those voting 'NAY'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Taylor</b>
	<b>Councilmember Thacker</b>

**Constituting all members thereof, Mayor Turk declared the motion defeated.**

11. Mr. Webb presented the CIB project list for 2009-2014. The list represents projects for which the City plans to ask the CIB for funding. Councilmember Laws asked that the integration of Well A be moved up on the list. Advice and consent was given to move the project to 2011.

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12. Chief Bayles presented information on the alcohol coalition which he is a member of. He asked for permission to place a flyer into the utility bills to discourage underage alcohol use. Mayor Turk asked that the flyer be sent out with the utility bills and the information be posted to the City website.
13. Chief Bayles asked about closing the Skate Park and Centennial Park after dark. There are people using the parks late at night and there have been complaints from some of the neighbors in the vicinity. Mr. Webb agreed to check on current ordinances regarding the parks.
14. Mayor Turk introduced his concept for a Blanding City Civic Pride Award. The purpose of the award would be to encourage citizen groups to keep their properties and those of their neighbors free from weeds. He proposed recognizing groups who go beyond their own property to help take care of the properties of their neighbors.
15. Mr. Webb informed the Council that the final draft of the BLM management plan that has been released. The plan would close areas to multiple uses that are currently being used in that manner. The Mayor and Council asked that a formal letter from the City of Blanding be written to protest the plan.
16. Councilmember Laws expressed his appreciation for the qualified applicants who expressed interest in the open Council positions. He asked that letters of appreciation be drafted and sent to the applicants who were not chosen.
17. Mayor Turk explained that the Council assignments would be changed for all Council members to take advantage of the interests and talents of the group.
18. Open Forum – Richard Guymon addressed the Council and asked that the Visitor Center be opened on Sunday, and also requested that children be required to do work around town to gain access to the proposed Recreation Center. Mr. Guymon also asked about curb and gutter placement on his street, and requested that more speed limit signs be placed around town.

18. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Lyman**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Taylor**

**Councilmember Thacker**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:04 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 26, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe Lyman  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Kevin Averett, Jerry Adams, Lynette Adams, Lyle Bayles, Terri Laws, Jon Hunt, Harold Lyman, Al Clarke, Lucille Hunt, Armando Kitsealyboy, Stephanie Shirley, Lorena Shirley, Nizhoni Lacy, Rolana James, Crystal Menard, Idona Cook, Roylen Griffin, Robert Ogle, Mitchell Asbury, Sandra Asbury, Jim Kensley, Amy Kensley, Pam Lyman.

Prayer/Thought - The prayer/thought was offered by Chris Webb.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the August 5, 2008 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Grover
	Councilmember Laws
	Councilmember Lyman
Those voting 'NAY'	NONE

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Al Clarke and Jon Hunt presented the trophies for the July 4<sup>th</sup> parade winners. Robert Ogle organized the judging and was recognized for his service. Trophies were given that will rotate to the recipients each year. This year's winners were: 1<sup>st</sup> Place – VFW; 2<sup>nd</sup> Place – Joe Hunt Family; 3<sup>rd</sup> Place – Grover Family; Honorable Mention – Transitions and Desert Mountain Dancers.

Mr. Jerry Adams addressed the Council regarding a land use and right-of way issue. He asked for an unimproved road to be granted to a home owned by ~~Wayne Johnson~~, which could be improved if necessary.

*Jaren Adams*

Mr. Harold Lyman addressed the Council and reported on a trip to Rainbow Bridge that is co-sponsored by the city. He explained that the trip was a success, and the governor's office is using Blanding as an example of how to promote smaller cities in Utah.

4. Terry Ekker recommended that the Council award the Blanding City Roadways Project to LeGrand Johnson Construction for \$630,321.11. He explained that the city budget has been reviewed and additional funds have been secured from the County Transportation Board. **Councilmember Laws moved to award the bid of \$630,321.11 to LeGrand Johnson Construction. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

5. Mr. Webb presented the Council with a first draft of the revised ATV ordinance. He explained that this draft was written using the ideas that have been presented by each of the Councilmembers. There may not be consensus for each of the items, but it will allow a starting point for discussion in drafting the new ordinance. Councilmember Laws objected to three-wheeled vehicles being allowed at all on city streets, and asked that that be removed from the ordinance. Council discussion centered on wording changes and the overall intention of the original ordinance. It was recommended that the issue be brought back as a discussion item when there is once again a full Council on October 14<sup>th</sup>.
6. Mr. Webb commented on the law regarding mid-term vacancies on the Council. Monday September 15<sup>th</sup> was set as a work session with an executive session following immediately afterward to review applications for the two open positions.
7. Mr. Webb informed everyone of a change to the City Council meeting dates for September. The meetings will be on September 16<sup>th</sup> and 30<sup>th</sup> at the regular time of 7:00 pm.
8. Councilmember Laws publically expressed his sense of loss for Councilmembers Bayles and Johnson. He explained that the two never held grudges and each item they addressed was dealt with individually. He expressed his appreciation and respect for each of the men.
9. Open Forum – no public comment was given.

10. Councilmember Laws moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Laws

Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Mayor and Council retired to executive session at 8:10 p.m.

Mayor and Council returned from executive session at approximately 8:49 p.m.

11. Councilmember Grover moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Lyman

Councilmember Laws

Councilmember Grover

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:50 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 5, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Brian Bayles  
Eric Johnson  
Kelly Laws  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Councilmembers: Joe B. Lyman

Others Present: Roger Plummer, Rodney Workman, Betty Workman, Terri Laws, Kendall Laws, Kelvin Thacker, Dorothy Thacker, Cal Dean Black, Robert Blake, Michael Blake, Kent Hawkins, Barbara Turk, Peggy Coles, Charlie Taylor, Gary Bayles, Carrie Bayles, Anthony Bayles, Mike Bradford, Neil Joslin, Corey Workman, Eva Workman, Kammie Palmer, Diane Bradford, Nicole Bradford, Cindy Bayles, Craig Stanley, Sherri Stanley, Marilyn Pemberton, Richard Guymon, Curtis Frazier, Teresa Frazier, Steve Olsen, Carolyn Romero, Joan Hosler, Robert Hosler, Jennifer Keith, Richard Pincock, Claudia Orr, Forrest Patterson, Mrs. Forrest Patterson, Mrs. Lyman.

Prayer/Thought - The prayer/thought was offered by Jeremy Redd.

1. The Pledge of Allegiance was recited.
2. **Councilmember Johnson moved to approve the minutes and financial disbursements of the July 22, 2008 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Mayor Turk**

**Those voting 'NAY'**

**NONE**

**Those Abstaining:**

**Councilmember Bayles**

**Councilmember Laws**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Prior to the open forum, Mayor Turk explained that it is an opportunity for community members to express their opinions, but there will be no comments given by the Mayor or Council. He asked that the opinions expressed be respectful and that no individual be defamed.

4. Open Forum – Rodney Workman addressed the Council regarding the Chief of Police position. He encouraged the Mayor to appoint Mike Bradford because he has worked for over 20 years. He explained that if the Mayor can fire the chief at will, he could change his mind later if the decision was not working as planned. He asked the Council to vote no to the Mayor's appointment.

Mrs. Lyman commented that Mike Bradford should have the opportunity to be the Chief. She asked that the Council not approve the nomination of Mr. Bayles.

Gary Bayles addressed Council in support of Lyle Bayles for the Chief of Police. He expressed support for the current police department, but asked that the Council support the nomination of Mr. Bayles.

Roger Plummer spoke in favor of the nomination of Mr. Bayles. He expressed the belief that with Mr. Bayles the police department will be proactive instead of reactive. He explained that he supports the current officers if they are trained correctly, and feels that there needs to be a change of leadership. He supported the nomination of Mr. Bayles.

Teresa Frazier expressed her support for Mr. Bayles. She explained that she has worked with him at the College and he has done a good job decreasing the drug and alcohol problems there.

5. Mr. Black presented the Natural Gas Report for July 2008. There were no questions or comments.
6. Mr. Black presented the Water Report for July 2008. There were no questions or comments.
7. Mike Bradford presented the Police Report for July 2008. Councilmember Johnson commented that of the 62 citations mentioned on the report, 23 are drug and alcohol related.
8. Mr. Hawkins presented the Fire Report for July 2008. There were no questions or comments.
9. Mayor Turk read the following statement:

*I would like to thank the citizens of our community for their feedback regarding the selection of a new Police Chief for Blanding. The feedback that I received fell into the following broad categories:*

- *Those supporting Mike Bradford for the position*
- *Those opposing Mike Bradford for the position*
- *Those supporting Lyle Bayles for the position*
- *Those opposing Lyle Bayles for the position*
- *Those not committed to either, but wanting change*

*Mayor and Council have the advantage of privileged information, but this is also a disadvantage – because much of it deals with confidential personnel matters, and cannot be discussed. I will attempt to share as much as possible, based upon what has been made public or stated in open meetings.*

*When I was initially encouraged to apply for the position of Mayor, it was with a communicated sense of frustration with the unwillingness of Blanding Police administration to enforce equitably the laws of the State and the ordinances of the Community. My first act as Mayor was to put down in writing for our police administrators my expectations. I was determined to start afresh with them, and to give them a chance to respond to my directives and guidance. In spite of continual prodding, compliance has yet to be achieved to my satisfaction and I have recently learned this was the feeling of the previous Mayor as well.*

*There have been a number of affirmations from the public about Officer Bradford being a good man, and a man of integrity. My response has always been – "I agree." The decision for Police Chief is not about the goodness of an individual, it's about their judgment and a willingness to take direction. It's about the ability to strike an acceptable balance between peace keeping and law enforcing – equitably applied to those passing through our community and those residing within it. Those charged with enforcing our laws and ordinances do not have the authority to supercede rules and procedures, and replacing them with their own concepts.*

*It is time to accept that we live in a community that is emerging economically and becoming a place of greater diversity of people and ideas. The time has come to enforce the laws of our State and the ordinances of our community – equitably without preferential treatment.*

*I have heard a lot about Lyle Bayles in recent days – most of which I had previously heard and sorted through. However, one of our citizens captured my gut feeling when he said that Mr. Bayles would have the courage to effect the change that is needed. I share that conclusion. In my mind the real question is do we have the courage to seize the moment by affirming him as Police Chief. With that, I present Lyle Bayles' name to Council for its ratification of him as the new Blanding Police Chief.*

**Councilmember Grover moved to approve the nomination of Lyle Bayles as Police Chief. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion.**

Councilmember Eric Johnson read the following statement:

*The Mayor has stated that drugs and alcohol are problems that are out of control and have not been dealt with. If drugs and alcohol are such a problem in this community, and have not been dealt with, and this has become the utmost concern of the Mayor, then why nominate the person who has been in charge of the drug and alcohol task force? I am not willing to put the entire department in turmoil. I am not willing to put the entire department at risk. I will not support this nomination when there are other applicants who are just as qualified, if not more so.*

Councilmember Johnson also read a prepared statement from Councilmember Joe B. Lyman, who could not be present at the meeting:

*I have no personal experience with Mr. Bayles that would preclude him from service as Police Chief. However, I have concerns due to the volatile public response, division in the community and concern among our officers when there are other well-qualified applicants. Therefore I cannot endorse the mayor's recommendation for hire.*

*That being said; should a majority of council approve the hire I will work to the best of my ability to support the decision and work toward a cohesive, effective police force and urge the citizens of Blanding to do the same. I also ask our police officers and others most affected by the decision to act with professionalism and put aside their differences to work together to the benefit of the entire community.*



**Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Laws**

**Those voting 'NAY'**

**Councilmember Johnson**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. **Councilmember Laws moved to adopt Resolution 2008-18 Appointing a new City Marshall. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Laws**

**Those voting 'NAY'**

**Councilmember Johnson**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. **Mr. Ekker presented a bid summary for the Deep Well Pipeline Project. Mr. Ekker expressed some concern because the low bidder was so much lower than the other companies who submitted bids. Councilmember Johnson moved to accept the bid of Tri-West Construction and Development for \$695,799.84 contingent upon favorable references and approval by the Army Corps of Engineers. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson expressed serious concerns about the amount the contractor was under the other bidders. He expressed concern that there will be change orders later that raise the costs to the city. Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Laws**

**Those voting 'NAY'**

**Councilmember Johnson**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. **Mr. Webb informed the Council that he, Councilmember Johnson and Councilmember Lyman will be attending the CIB funding meeting in Salt Lake. He asked for direction from the Council regarding what amount of loan they would be willing to accept for the new Wellness Center. Advise and consent of the Council was given to accept a loan amount of no greater than \$116,000 per year.**

13. **Councilmember Johnson opened a discussion about possible changes to the current ATV ordinance. A question was brought up about potential liability to the city for allowing ATV us on city streets. Councilmember Bayles asked the staff to research the issue further and see what other cities have done.**

14. Mr. Webb informed the Council about the Utah League of Cities and Towns meetings on September 10-12. He wanted to make sure the Councilmembers knew about the meetings asked if they would like to attend.
15. Open Forum – Richard Guymon addressed the Council regarding allowing volunteers to staff the Visitor's Center to allow it to open on Sunday. He expressed his availability to volunteer for a few hours on Sundays when he is in town.
16. **Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Lyman**

**Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:19 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 22, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Joe B Lyman  
Eric Johnson  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
Community Development Director: Bret Hosler

Absent:

City Councilmembers: Brian Bayles  
Kelly Laws

Others Present: Rodney Workman, Betty Workman, Diane Bradford, Nicole Bradford, Mike Bradford, Denise Bradford, Neil Joslin, Cal Dean Black, Corey Workman, Charlie Taylor, Damon Orr, Randy Pemberton, Marilyn Pemberton, Karl Kimmerle.

Prayer/Thought - The prayer/thought was offered by Joe Lyman.

1. The Pledge of Allegiance was recited.
2. **Councilmember Johnson moved to approve the minutes and financial disbursements of the July 8, 2008 meeting with a change to item #6 to read "attempted sexual battery." Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Prior to open forum, the Mayor explained to everyone in attendance that free speech is a cherished right, but has limitations. He further cautioned that exercising that right in a public meeting does not extend to defamation of the character of any individual, and such statements will not be allowed in the meeting.

4. Open Forum – Mr. Will Walker addressed Council and explained that he was speaking as a citizen and not as a member of the National Guard. He expressed support for Officer Bradford and believes he should have been given more consideration. Mr. Walker expressed the opinion that Officer Bradford is a “straight shooter” and is honest. He explained that if there are issues between the Council and Police Department that the issues need to be put to rest.

Mr. Rodney Workman addressed the Council and affirmed his support for Officer Bradford. Anyone who has been with the city for 22 years should deserve some recognition and that he is a top notch person. He commented that if he is not considered, he feels like the Council will be doing a disservice to the city and the department. Mr. Workman expressed the opinion that when an important position needs to be filled within the city, the citizens should be able to voice their opinions regarding the candidates.

Officer Corey Workman asked the Council if they felt that the police department had done a good job. He affirmed his support for Officer Bradford. Corey explained that he feels as if the department has done a good job and he has personally sacrificed family time for the city. He commented, “To think that what we think means nothing really hurts.”

Mayor Turk addressed Officer Workman concerning his comments. He explained that he has supported living wages for the officers during his time as Mayor. He pointed to a split vote regarding a department pay increase and reminded Officer Workman that he cast the deciding vote in favor of the substantial raise.

5. Mayor Turk reported on the hospital construction. He met for over an hour with officials and toured the hospital. He explained that they reported construction should be completed by the end of August and once completed it would go through a permitting process that could take up to 3 months. He explained that the hospital will come on line incrementally, and that in his opinion it was a fine facility.

6. Mr. Webb asked the Council to award an asphalt bid to LeGrand Johnson for \$71,957.10. They were the only bidder, but it did come in slightly less than the engineer’s estimate. **Councilmember Johnson moved to award and asphalt bid to LeGrand Johnson Construction for \$71,957.10. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting ‘AYE’**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Lyman**

**Those voting ‘NAY’**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. Councilmember Grover presented an agreement for Natural Gas connection with the Laundry Mat. Councilmember Lyman declared a conflict of interest because his brother is the owner. **Councilmember Grover moved to accept the Natural Gas Connection Agreement with the Laundry Mat. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Webb presented a proposal from the Pacheco subdivision to extend city utilities in a road they are proposing to build. **Councilmember Johnson moved allow extension of utilities in the Pacheco Subdivision road to the property line. The utilities and road will be required to meet city R1A zone standards with city inspections. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mayor Turk explained that because the Police Chief hire is such an important decision and because two Councilmembers are absent, he would delay the nomination until the next meeting which he would ask to be changed to August 5<sup>th</sup>. He read a prepared statement which read:

*"Before I became Mayor of Blanding, I listened to an undercurrent of community concern about the too prevalent availability of drugs and alcohol – with its devastating impact upon the youth and families within our community. When I became Mayor my first act was to direct our police administration to adopt an attitude of zero tolerance for these evils. I explained that I believed it to be a greater act of love to demand an earlier accountability for these laws, rather than to try to recover lives from the aftermath of greater problems later.*

*After nearly four and a half years as Mayor of Blanding, I am disappointed that these problems remain essentially unchanged. The opportunity to have a significant impact upon these problems is now afforded the community by the chance to change directions with new leadership.*

*Eight applications were received for the position of Police Chief. Council reduced this list to four. These four were interviewed and extensive deliberations ensued. When the dust settled, there was a clear majority within the Council that Lyle Bayles is the man most likely to be able to enact a zero tolerance in the enforcement of these laws.*

*It is my opinion that Mr. Bayles has demonstrated the ability to make tough decisions without regard to relationships or any other defining parameter. Because this is such a critical decision for our community, and because we do not have a full Council present this evening, I am tabling the action to hire a new Police Chief until a projected, rescheduled next Council meeting on August 5<sup>th</sup>."*

**Councilmember Grover moved to reschedule the August 12<sup>th</sup> meeting to August 5<sup>th</sup>. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb asked if the Council would consider awarding the pipeline bid to the lowest bidder if it is within budget when the bids are opened on July 28<sup>th</sup>. He explained that the bid would need to be awarded so the process of advertising in the paper could begin because of the federal funding. During discussion, it was decided that because the date was changed until August 5<sup>th</sup>, it can be awarded at the next meeting.
11. Mr. Webb asked the Council to consider new hours at the city office. He explained that there have been comments from the public hoping that the city office would extend their hours to better serve citizens who work during the day. The new hours would be from 7:30 am – 5:30 pm Monday – Thursday and 7:30 am – 12:00 noon on Friday. Councilmember Grover asked for the issue to be brought back as an action item at the next meeting.
12. Open Forum - Mrs. Betty Workman expressed to the Council that her son loves his job and he has done a good job trying to solve the drug problem. She expressed the feeling that the hiring of Mr. Bayles will negatively impact her family.

Officer Cal Dean Black commented that he supports Officer Bradford. He disagreed with the Mayor's comments that nothing has been done with the drug problem in Blanding. He felt like the nature of the job will generate complaints, and he was offended by the statement that a zero tolerance policy has not been enforced.

Mr. Will Walked asked about the hiring policy of the city. It was explained to him by Mr. Webb that the policy states that applicants from within the city will be given consideration, but not that they have to receive a promotion. Mayor Turk explained that the decision was not predetermined, but was determined by the hiring process itself.

Mayor Turk asked Mr. Webb to explain the at-will status of the Police Chief. Mr. Webb told Council that the Police Chief serves at the will and pleasure of the Mayor and can be terminated at any time with or without cause. Mayor Turk explained that the deliberation process involved seven minds and took a lot of time. He commented, "My decision came at the end of the process, not at the beginning of the process."

Mr. Karl Kimmerle expressed his support for the appointment of Mr. Bayles as Police Chief. He explained that he feels Mr. Bayles will honor and support the laws as they stand and will not make life difficult for those who obey the law. He commented on the availability of drugs and alcohol and explained that he feels as though there needs to be changes to the system.

Mayor Turk explained that in discussion with Mr. Bayles he indicated his great respect for the current officers and he assured the Mayor he would go slow and allow everyone to get comfortable with him. He will work with the current officers and through them to get the things he would like to see accomplished.

Mr. Rodney Workman again addressed Council that he was offended by the fact that they feel nothing has changed with regards to underage drinking. He explained that if the Mayor was not satisfied with the department he could have done something to change the problem. He expressed the feeling that he does not feel the department is getting a fair shake.

Mayor Turk commented that he would like to extend the opportunity to the community to voice their opinion. He explained that it is his intention to nominate Lyle Bayles, but he will not receive the position without the support of the Council.

Councilmember Johnson commented that a process has been followed with many hours spent and interviews conducted. He wanted to assure everyone that the decision was not reached in haste, but many hours of discussion have taken place.

13. **Councilmember Grover moved adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Those voting 'NAY'**

**Councilmember Lyman**

**Constituting all members thereof, Mayor Turk declared the motion defeated.**

14. Mrs. Betty Workman asked that the Council listen to the information that is given. She commented that she worries about the safety of her son and whether or not he will have the support of the Police Chief. She asked the Council to remain open minded.

15. Councilmember Lyman moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:08 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 8, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Erik Grover  
Joe B Lyman  
Eric Johnson  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler

Absent:

Mayor: Toni Turk

Others Present: Susan DeLorme, Keith Rauche, Troy Palmer, Mike Bradford, James Laws, Joel Redd, Jennifer Redd, Dan Raisor, Cal Dean Black.

Prayer/Thought - The prayer/thought was offered by Brian Bayles.

1. The Pledge of Allegiance was recited.
2. **Councilmember Johnson moved to approve the minutes and financial disbursements of the June 24, 2008 meeting with a change to #7, a numbering change on #10, and adding the wording "not to be used by the subdivision until it meets city regulations" to #11. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Grover**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

3. Open Forum – Susan DeLorme and Keith Rauche addressed Council regarding a recycling program that has been started in Bluff. Susan commented that it has grown into quite a substantial program and she wanted to keep the City informed on the program and its progress.
4. Mr. Webb presented the Natural Gas Report for June 2008. There were no questions or comments.
5. Mr. Webb presented the Water Report for June 2008. There were no questions or comments.

6. Officer Mike Bradford presented the Police Report for June 2008. Councilmember Lyman asked about the attempted abduction at the pool as reported in the information. Officer Bradford reported that it was not an actual occurrence, but was investigated as such. The Council asked whether or not the department was using the new FATPOT software. It was reported that they are 50% using the new software.
7. Mr. Webb presented the Fire Report for June 2008. There were no questions or comments.
8. **Councilmember Bayles moved to deed 5 feet of existing city right-of-way with an existing and future utility easement to James Laws. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion.** Discussion centered on the reason for granting the request. Mr. Ekker explained that Mr. Laws needs the extra space to build his garage. Typically set-backs are measured from the existing curb in place, and this will not affect that set-back requirement. The streets, utilities and curb are already in place, and he sees no reason not to grant the request. **Mayor Pro-Tempore Laws called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Grover

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

9. **Councilmember Laws moved to adopt Resolution 2008-17 Adopting the Certified Tax Rate. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Grover

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

10. Mr. Ekker presented a bid summary for the mid-lot drainage project. The bid opening was conducted and he recommended the Council accept the low bid of \$41,684.00 from S&S Enterprises of Moab. **Councilmember Bayles moved award the bid to S&S Enterprises of Moab for \$41,684.00. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion.** Councilmember Lyman expressed concern that their bid was 20% lower than the other bids. Mr. Ekker explained that they are a reputable company that has worked in the City in the past, and they have the experience in this type of a project to do it very efficiently. **Mayor Pro-Tempore Laws called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Grover**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

11. Councilmember Laws presented discussion about allowing the Pacheco Subdivision developers to extend city utilities into an access street that is not currently within city limits. He explained that the developers hope to use the utilities sometime in the future. Discussion centered on whether or not the city would be potentially harmed by the utilities being extended. Mr. Ekker commented that the only way it could negatively impact the city is if the road was started and not finished.
12. Councilmember Johnson addressed the topic of ATV use and the current ATV ordinance. Discussion centered on whether or not to allow officers some allowance in enforcing the ordinance. Council asked for a copy of the current ordinance so it can be determined if changes are necessary.
13. Mr. Webb asked the Council to consider granting a Natural Gas conversion agreement for the laundry mat owned by David Lyman. Mr. Lyman would buy the meter and extend the services at an approximate cost of \$2700.00. The agreement would waive \$1700.00 in construction costs and the customer would pay the normal gas rates from the beginning of the service.
14. Mr. Redd informed the City Council of the upcoming yearly financial audit scheduled for the week of August 26<sup>th</sup>.
15. Mr. Webb informed citizens and the Council that the City will be accepting closed bids for 300 acre feet of water that will be sold from the lower system. The bids will be accepted until July 15<sup>th</sup>.
16. Councilmember Laws read a card of thanks from citizens who were appreciative of the City allowing their street to be closed for a block party. Mr. Laws attended the event and felt that it was well attended and helped build a sense of community.
17. Councilmember Laws expressed comments from the community about the successful July 4<sup>th</sup> celebration and fireworks. It was the recommendation of the Council that gift certificates be sent to volunteers who spent so many hours to make the celebration successful.

18. Open Forum – No public comment was given.

19. Councilmember Lyman moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Johnson

Councilmember Laws

Councilmember Bayles

Councilmember Lyman

Councilmember Grover

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

Mayor and Council retired to executive session at 8:26 p.m.

Mayor and Council returned from executive session at approximately 8:46 p.m.

20. Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Johnson

Councilmember Laws

Councilmember Lyman

Councilmember Bayles

Councilmember Grover

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

Meeting adjourned at 8:48 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JUNE 24, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

**Present:**

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Erik Grover  
City Manager: Chris Webb  
City Clerk: Amee Sorenson  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Community Development Director: Bret Hosler

**Absent:**

Mayor: Toni Turk  
City Councilmember: Joe Lyman

Others Present: Crystal Holt, Charlie Taylor, Neil Joslin, Cal Dean Black, Mike Bradford, Lana Latham, Rick Eldredge, Sterling Palmer, Troy Palmer, Jeff Nielson, Mike Bowers, Dale Shumway.

Prayer/Thought - The prayer/thought was offered by Charlie Taylor.

1. The Pledge of Allegiance was recited.
2. **Councilmember Bayles moved to approve the minutes and financial disbursements of the June 10, 2008 meeting. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
3. Open Forum – No public comment was given.
4. Mr. Webb reported that a grant has been received in the amount of \$48,600 for improvements at the 4<sup>th</sup> reservoir. It will help add handicapped fishing access ramps.
5. Mr. Webb presented the 4<sup>th</sup> of July schedule. Jon Hunt is the chairman of the parade committee, and there has been lots of hard work put forth on behalf of the citizens of Blanding. Mr. Webb reminded the Council that they will be in the parade, and also informed everyone present that the band Crossroads will be performing just prior to the presentation of the fireworks.

6. Mr. Webb discussed upcoming projects with the Council. Projects include the storm water project on East side of town, deep well integration, water treatment plant, and the Wellness Center. He commented that all of the projects are moving forward and are in various stages of funding and construction.

7. Councilmember Laws moved to approve a natural gas incentive for Cedar Mesa Products. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Grover
Those voting 'NAY'	NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

8. Councilmember Laws moved to approve changes to the Farmer's Market Agreement. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Grover
Those voting 'NAY'	NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

9. Councilmember Laws moved to approve closure of 4<sup>th</sup> West from 3<sup>rd</sup> to 4<sup>th</sup> North on the evening of July 2<sup>nd</sup> for a block party. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Grover
Those voting 'NAY'	NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

10. **Councilmember Bayles moved to approve Resolution 2008-16 Adjusting the 2007-2008 budget. Councilmember Laws seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                              |
|---------------------------|------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Laws</b>    |
|                           | <b>Councilmember Johnson</b> |
|                           | <b>Councilmember Bayles</b>  |
|                           | <b>Councilmember Grover</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                  |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
10. Mr. Webb presented the summer newsletter for approval. It will be sent out with the billing this week and be printed in full color. **Councilmember Bayles moved to approve the summer newsletter. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion.** A few minor wording changes were made such as excluding the mention of an indoor lap pool. **Mayor Pro-Tempore Laws called for a vote. Voting was as follows:**
- |                           |                              |
|---------------------------|------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Laws</b>    |
|                           | <b>Councilmember Johnson</b> |
|                           | <b>Councilmember Bayles</b>  |
|                           | <b>Councilmember Grover</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                  |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
11. Mr. Ekker presented a proposed subdivision agreement for the Pacheco subdivision. The developer would like to develop part of the property and sell lots with the agreement that later the infrastructure would be added and it would be completed to city specifications. Councilmember Laws expressed his concern that we have a policy and he does not want us to make exceptions for one that we would not do for everyone. A lengthy discussion ensued regarding the request. General consensus was that the developer needed to comply with the code as written. Sterling Palmer representing the developer asked if city utility mains could be extended in the access road being developed, but not be used until they meet city regulations. Council asked that it be brought back for discussion of this item at the next meeting.
12. Mr. Webb presented a problem with unreadable meters in the city. He explained that many more residents are making their meters inaccessible to city readers and we are not able to obtain accurate reading for these customers. Mr. Webb would like to draft a letter explaining that we will need access and if access is not granted then we will charge a fee of \$15-25 per month to schedule a reading. Councilmember Laws would like to see a \$50 fee to encourage residents to make their readers accessible. Mr. Webb will present a draft of a letter to be sent to these customers in the future.
13. Mr. Webb presented a color rendering of the proposed Wellness Center for the information of the Council. He explained that we are currently in the fund-raising process and the professional rendering will help in that cause.

14. Council was informed about a planned power outage on July 2<sup>nd</sup>. It will affect most of the town and should last only 3 hours. 50 year old regulators will be replaced as required by state law.
15. Open Forum – No public comment was given.
16. **Councilmember Laws moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Grover**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Mayor and Council retired to executive session at 8:00 p.m.

Mayor and Council returned from executive session at approximately 8:38 p.m.

24. **Councilmember Grover moved to adjourn. Councilmember Laws seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Meeting adjourned at 8:40 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JUNE 10, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

Mayor: Toni Turk  
City Councilmember: Erik Grover

Others Present: Terri Laws, Lana Latham, Tonya Bleggi, Dale Shumway, Sherri Shumway, Neil Joslin, Mike Bradford, Cal Dean Black.

Prayer/Thought - The prayer/thought was offered by Bret Hosler.

1. The Pledge of Allegiance was recited.
2. **Councilmember Bayles moved to approve the minutes and financial disbursements of the May 27, 2008 meeting. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

3. Open Forum – Lana Latham addressed Council representing a neighborhood group wishing to close a street on July 2<sup>nd</sup> from 7:00 – 11:00 pm for a neighborhood block party. Discussion centered on who had the authority to authorize a closure and the legality of such a decision. Councilmember Laws asked that this issue be brought back at the next meeting at which time a decision would be made.

Sherri Shumway addressed Council representing the Farmer's Market. She asked that the Council consider allowing the market to be open from 9:00 am – 1:00 pm rather than the 8:00 – 12:00 time frame currently being used. They would also like to run the market from June – October rather than May – September. Councilmember Laws asked that it be brought back under his name for the next Council agenda.

4. Mr. Webb presented the Natural Gas Report for May 2008. There were no questions or comments.

5. Mr. Webb presented the Water Report for May 2008. There were no questions or comments.
6. Officer Mike Bradford presented the Police Report for May 2008. Councilmember Laws asked about the ATV ordinance violation mentioned in the report. Officer Bradford commented that it was a juvenile and the name cannot be mentioned, but he was using an ATV in violation of the ordinance.
7. Mr. Webb presented the Fire Report for April 2008. There were no questions or comments.
8. Mr. Webb asked the Council to award a bid for expansion of the fire station to Tri-Hurst Construction for \$260,950.00. Mr. Webb explained that this is over the budget of \$250,000 for the improvements, but he felt that the actual number would come down with some value engineering. **Councilmember Johnson moved to award the fire station expansion bid to Tri-Hurst Construction for \$260,950.00. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                              |
|---------------------------|------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Laws</b>    |
|                           | <b>Councilmember Johnson</b> |
|                           | <b>Councilmember Bayles</b>  |
|                           | <b>Councilmember Lyman</b>   |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                  |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
9. **Councilmember Bayles moved enter a public hearing regarding the proposed city budget for 2008 – 2009. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                              |
|---------------------------|------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Laws</b>    |
|                           | <b>Councilmember Johnson</b> |
|                           | <b>Councilmember Bayles</b>  |
|                           | <b>Councilmember Lyman</b>   |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                  |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
10. Mr. Webb explained that the purpose of the hearing is to allow the public to comment on the proposed city budget for 2008 – 2009. He further explained that the total budget is \$11,119,712.00. The budget includes \$3,374,850 of capital projects, \$3,532,574.00 of general budgetary items, and \$3,676,343.00 in enterprise fund expenses. Mr. Webb commented that the major changes in the budget include a \$.01 per kilowatt electricity rate increase that will be used to help cover increasing power costs. The budget is available for public inspection at the city office. Mr. Joslin asked about the average increase for citizens. Mr. Redd explained that the average home should see a \$50 - \$75 increase per year on their electricity bill.

11. Councilmember Bayles moved leave the public hearing regarding the proposed city budget for 2008 – 2009. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman
Those voting 'NAY'	NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

12. Councilmember Lyman presented Resolution 2008-15 updating the fee for business licenses. He explained that the new fee schedule will keep renewals at \$15, while increasing new licenses and lapsed licenses to \$25. Councilmember Lyman moved adopt Resolution 2008-18 Business License Fees. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Lyman

Those voting 'NAY'	Councilmember Bayles
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Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

13. Councilmember Bayles moved to add a \$25 reward to any person who provides information leading to the arrest of a person with an outstanding warrant, or the payment of the warrant by the fugitive. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'	NONE
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Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

14. **Councilmember Johnson moved to accept Resolution 2008-10 Adopting the 2008 – 2009 Fiscal Year Budget. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

15. **Mr. Webb asked the Council to approve the grant agreement for the Division of Water Quality. Councilmember Lyman moved to approve the grant agreement with the Division of Water Quality. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

16. **Councilmember Bayles expressed the view that he would like to see the city fence their gas quonset property next to the fire station. He explained that he would like to see the city erect fencing to help protect their investment and reduce liability at city owned properties. Councilmember Bayles moved to fence the gas quonset property as soon as time and funding become available to do so. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

17. Councilmember Bayles moved to accept Resolution 2008-13 Storm Water Revenue Bond. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'	NONE
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Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

18. Councilmember Laws moved to accept Resolution 2008-14 Water Revenue Bond. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'	NONE
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Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

19. Councilmember Laws introduced discussion about a possible natural gas incentive for Cedar Mesa Products. He proposed eliminating the city margin on the gas for two years after the conversion from propane has been finished. This will help defray some of the conversion cost, and will allow them to become a major gas purchaser from the city. Councilmember Johnson asked if this type of incentive had been offered to other businesses and it was determined that it had. Councilmember Laws asked that the item be brought back for action at the next meeting.
20. Officer Mike Bradford presented Council with a bid for \$7970.00 for remodeling work on the interrogation room and evidence lockers at the police station. The item had been approved within the budget at a previous meeting, but at that time there was not an exact amount available. Advice and consent was given by the Council to proceed with the project.
21. Mr. Webb explained that the Utah State Travel Board will be holding their board meeting Friday at 10:00 am at Edge of the Cedars Museum. He encouraged anyone who would like to attend the meeting to do so.
22. Mr. Webb reminded the Council and citizens about the public hearing on Thursday night at 7:00 pm regarding bonds.

17. Councilmember Bayles moved to accept Resolution 2008-13 Storm Water Revenue Bond. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'	NONE
--------------------	------

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

18. Councilmember Laws moved to accept Resolution 2008-14 Water Revenue Bond. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Johnson
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'	NONE
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Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

19. Councilmember Laws introduced discussion about a possible natural gas incentive for Cedar Mesa Products. He proposed eliminating the city margin on the gas for two years after the conversion from propane has been finished. This will help defray some of the conversion cost, and will allow them to become a major gas purchaser from the city. Councilmember Johnson asked if this type of incentive had been offered to other businesses and it was determined that it had. Councilmember Laws asked that the item be brought back for action at the next meeting.
20. Officer Mike Bradford presented Council with a bid for \$7970.00 for remodeling work on the interrogation room and evidence lockers at the police station. The item had been approved within the budget at a previous meeting, but at that time there was not an exact amount available. Advice and consent was given by the Council to proceed with the project.
21. Mr. Webb explained that the Utah State Travel Board will be holding their board meeting Friday at 10:00 am at Edge of the Cedars Museum. He encouraged anyone who would like to attend the meeting to do so.
22. Mr. Webb reminded the Council and citizens about the public hearing on Thursday night at 7:00 pm regarding bonds.

23. **Councilmember Laws moved to retire to executive session. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Mayor and Council retired to executive session at 8:14 p.m.

Mayor and Council returned from executive session at approximately 9:06 p.m.

24. **Councilmember Lyman moved to adjourn. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Lyman**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Meeting adjourned at 9:08 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MAY 27, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Brian Bayles  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Councilmembers: Eric Johnson  
Kelly Laws

Others Present: Neil Joslin, LaRae Bradford, Mike Bradford, Diane Bradford, David Bradford, Cal Dean Black.

Prayer/Thought - The prayer/thought was offered by Brian Bayles.

1. The Pledge of Allegiance was recited.

2. **Councilmember Bayles moved to approve the minutes and financial disbursements of the May 13, 2008 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment was given.

4. Mr. Webb informed the Council about the retirement of Police Chief Mike Halliday. He has announced his retirement and is leaving the city because of personal health reasons. Mr. Webb explained that there will be a job announcement in the newspaper this week and applications are being accepted until June 27<sup>th</sup> at which time the interview process will begin.



5. **Councilmember Lyman moved to accept Resolution 2008-8 Expanding the Enterprise Zone. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                 |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
6. **Councilmember Bayles moved to accept Resolution 2008-11 - Consideration for and adoption of a Resolution calling for a public hearing to receive input with respect to the issuance of Parity Water Revenue Bonds and any potential economic impact to the private sector from the construction of the project. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                 |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
7. **Councilmember Bayles moved to accept Resolution 2008-12 - Consideration for and adoption of a Resolution calling for a public hearing to receive input with respect to the issuance of Storm Water Revenue Bonds and any potential economic impact to the private sector from the construction of the project. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                 |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
8. **Mr. Ekker presented a bid summary for the Storm Water Master Plan. He explained that the staff has reviewed the four proposals and all of the proposals came in under the budgeted amount. He recommended awarding the bid to Hansen, Allen and Luce based on their skills, experience and qualifications. Councilmember Lyman moved to accept the bid of \$59,700.00 from Hansen, Allen and Luce for the Storm Water Master Plan. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                 |
- Constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mr. Webb presented a proposed application to the CIB for funding of the Wellness Center. He explained that he will be asking for a 2 million dollar loan and a 2 million dollar grant. **Councilmember Bayles moved to approve submittal of the CIB application for the Wellness Center as presented. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Lyman asked about the affordability of the project and the ability of the city to repay the loan. Mr. Webb commented that this is early in the funding process and if we learn something that makes us uncomfortable we can still decide to halt the project. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Councilmember Bayles brought forward a discussion regarding offering a reward leading to the clearing of a warrant. He proposed a \$25 bounty for each person who is apprehended. He requested that the item be brought back at the next meeting as an action item.
11. Mr. Webb presented discussion on a proposed fence at the city natural gas quonset building. He asked if the Council would like to keep discussing the matter or let it go. Councilmember Bayles asked that an action item be placed on the next agenda to possibly fence the entire property.
12. Mr. Webb presented information requested for the budget regarding business licenses. He explained that the cost to set up a new business license is \$23.11. When an existing license is renewed the cost is less, but it depends on how many letters and reminders a business receives before renewing their license. Councilmember Bayles expressed his desire to not increase the fee, but leave it at the current \$15 charge. Councilmember Lyman commented that we could charge \$25 to set up a business and keep the \$15 charge for renewals. He asked that it be brought back as an action item at the next meeting under his name.
13. Open Forum – Officer Mike Bradford asked about the current ATV ordinance and issues relating to ATV use within the city limits. He commented that the police have been enforcing the ordinance heavy this week, but he feels he needs clarification and council direction regarding the current ordinance.

14. **Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Lyman**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 7:41 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MAY 13, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Brian Bayles  
Kelly Laws  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Service Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Absent:

City Councilmember: Eric Johnson

Others Present: Mike Bradford, Kelly Bleggi, Randy Pemberton, Cal Dean Black, Robert Hosler, Joan Hosler, David Laws, David Bradford, LaRae Bradford, Shawn Begay.

Prayer/Thought - The prayer/thought was offered by Erik Grover.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the April 22, 2008 meeting with a change to item 4 changing the term "inside out" and item 9 adding that the Council approved other various shirt designs. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**
3. Open Forum – No public comment given.
4. Mr. Black presented the Natural Gas Report for April 2008. There were no questions.
5. Mr. Black presented the Water Report for April 2008. There were no questions.

6. Officer Mike Bradford presented the Police Report for April 2008. Mayor Turk asked if speeding violations were included in the graphs given. Officer Bradford explained that the graphs only represent criminal offenses and do not include traffic violations. Councilmember Laws asked for an explanation of the current ATV ordinance and asked if it is being currently enforced. Officer Bradford explained that the ordinance allows the riding of an ATV to and from an approved riding area or a place of business. He also commented that the state has passed a new law regarding ATV use which will allow citizens to register their vehicle, make it street legal, and register it like a motorcycle. Councilmember Laws commented that the ordinance should either be enforced as currently written or changed.

7. Mr. Webb presented the Fire Report for April 2008. He commented that gratefully it was another slow fire month and the firefighters have been catching up on their training. Mayor Turk asked about fire issues relating to the upcoming weed season. No information is currently available on those plans.

8. Mayor Turk reported on a meeting with County Commissioner Lynn Stevens. He explained that Commissioner Stevens had expressed the concerns of seven county residents who felt they were not given consideration by the City Council regarding decisions that will affect them. Mayor Turk clarified that open forums are for anyone wishing to address the Council and not just for city residents. He encouraged citizens to voice their opinions to the City Council in open forum.

9. Mr. Webb presented Ordinance 2008-5 and noted two minor wording changes. **Councilmember Lyman moved to accept Ordinance 2008-5 Adopting Changes to the Subdivision Ordinance with the noted changes. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10.

Officer Mike Bradford addressed the Council regarding a capital expenditure scope change. He explained that the video equipment and drug dog budgeted this year will not be purchased. He proposed a change to allow different items to be purchased instead of the items that were approved in the budget. Councilmember Bayles commented that he feels a drug dog is necessary for the city police department and is a valuable tool. **Councilmember Laws moved to adjust the scope of the capital expenditures to allow the purchase of equipment. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Lyman**

**Those voting 'NAY'**

**Councilmember Bayles**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11.

**Councilmember Grover moved to enter a Public Hearing regarding a CIB grant for the Wellness Center. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Randy Pemberton asked if the CIB grant process could be explained. Mr. Webb explained that the CIB is grant money available to areas that are impacted by mineral lease development. Mr. Pemberton also asked about the ability of the city to repay the debt. Mr. Webb clarified that the debt will be paid by the sales tax increase which went into effect in April. This increase will generate approximately \$175,000 each year which will be used for matching money, loan payments, and the continuing operation of the facility.

**Councilmember Laws moved to leave the Public Hearing regarding a CIB grant for the Wellness Center. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. Mr. Ekker recommended awarding a chip seal bid of \$52,500 to LeGrand Johnson Construction. They were the low and only bidder. **Councilmember Lyman moved to award the chip seal bid of \$52,500 to LeGrand Johnson Construction. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

13. Mr. Webb presented the current Capital Projects Plan for Council review. He explained that the city staff would like to add a bucket truck to the plan. The current truck is worn out and in need of replacement. The cost of a good used bucket truck is around \$50,000. Mr. Webb also commented that we may need to add storm water projects to the list when the master plan is finished. Councilmember Laws asked that the Starvation Reservoir project be moved from 2009 to 2011 and the mountain pipeline moved to its place in 2009. He also commented that he would like to see the bucket truck added to the 2009 list. Advice and consent was given by the Council to make the changes as discussed.

14. Mr. Webb presented discussion on Ordinance 2008-6 Creating a Storm Water Utility. He explained that he has reviewed the ordinances of many cities throughout the state to help determine what the rates will be. The storm water master plan currently out to bid will also help to determine the amounts. Councilmember Lyman asked about the size of communities with such a utility. Mr. Ekker explained that many smaller communities have such a utility and many are required to by state law. Mr. Webb stated that the city would like to identify specific problems and prioritize potential projects.

15. Mr. Webb presented Resolution 2008-8 Expanding the Enterprise Zone. He explained that the College has approached the city about including all of the College property in the Enterprise Zone. Mr. Webb commented that as far as he knows this will not affect the city negatively in any way.

16. Mr. Webb presented Council with a potential natural gas incentive for Cedar Mesa Products. He explained that in the past the city has given a conversion credit to large users who convert to gas from another energy source. Mr. Webb suggested a \$6,000 credit if they will sign a two year contract. The item will have to come back as an action item.

17. Councilmember Bayles brought forward a discussion on offering a bounty for police warrants. Advice and consent was given to add the names from the warrant list to the city website.

18. Councilmember Johnson began a discussion about a fence at the city gas plant which borders the property of the Bleggi family. Councilmember Laws asked what we have done in the past. Mr. Webb explained that the city has usually fenced for its own needs, but have not participated in fence projects in the past.

19. Mr. Redd presented a letter from the Utah State Auditor's Office. The letter states that the city must either classify the money given to the natural gas company as a loan or a gift. This will allow the city to stay in compliance with acceptable accounting standards. Councilmember Laws stated that he would definitely like to see it classed as a loan to be paid back. Discussion centered on the necessity of paying back the money as opposed to forgiving the debt. Advice and consent was given to show the money as a loan and pay the money back with future profits from the gas company.
20. Mr. Webb presented Resolution 2008-9 Annexation of the Pacheco Development Property for review by the council. He explained that the intent is to annex the property at the same time the subdivision is approved and he wanted the council to be able to review the annexation resolution before that meeting.
21. Mr. Webb reminded everyone of a budget work session to be held on May 20<sup>th</sup> at 6:00 pm.
22. Open Forum - No public comment given.
23. **Councilmember Bayles moved to retire to Executive Session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Laws</b>   |
|                           | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                 |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
24. Mayor and Council retired to executive session at 8:27 p.m.
25. Mayor and Council returned from executive session at approximately 8:58 p.m.



26.

**Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Lyman**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:00 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
APRIL 22, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Joe B Lyman

City Manager: Chris Webb

City Treasurer: Jeremy Redd

City Engineer: Terry Ekker

Community Development Director: Bret Hosler

Others Present: Terri Laws, Cal Dean Black, Mike Halliday, KD Perkins, Robert Bowring, Derald Kurtz, David Laws.

Prayer/Thought - The prayer/thought was offered by Chris Webb.

1. The Pledge of Allegiance was recited.

2. **Councilmember Laws moved to approve the minutes and financial disbursements of the April 8, 2008 meeting. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Bayles**

**Councilmember Johnson**

**Those Abstaining**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – KD Perkins addressed council representing the Blanding Elementary School Community Council. They have prepared a safe access routing plan as requested by the Utah Department of Transportation. The plan shows the safest routes for children to walk to school based on traffic patterns and safety hazards. Mrs. Perkins asked the Council to consider taking into account this plan when determining new sidewalk projects. Mayor Turk asked about educational efforts that will take place to help children learn the new routes. Mrs. Perkins responded that UDOT has funds available for education and efforts will be made to make sure children know the safest routes to access the school.

4.

**Councilmember Laws moved adopt Resolution 2008-5 – Setting Policy for Allowing Culinary Water Connections to the City Culinary Water System Outside City Limits. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Laws explained that the policy would require potential connectors to provide the city with 125 shares of irrigation stock per ERU or pay a \$3,000 water right impact fee per ERU to the city. The property owner would also be required to meet all Blanding City land use laws as a requirement for connection to the system. Councilmember Johnson stated that he feels the requirement is too restrictive and places an unnecessary burden on a land-owner. Councilmember Bayles expressed concern that the resolution will force people to build within the city limits and he voiced opposition to the measure. Councilmember Laws told Council that one intent of the measure is to cause people to build closer to the limits of the city and the existing infrastructure and build from the outside in.

**Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Lyman**

**Those voting 'NAY'**

**Councilmember Johnson  
Councilmember Bayles**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

5.

Mr. Webb presented Resolution 2008-6 Authorizing the Issuance and Confirming the Sale of Storm Water Revenue Bonds. **Councilmember Laws moved accept Resolution 2008-6 Authorizing the Issuance and Confirming the Sale of Storm Water Revenue Bonds. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Johnson  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

6.

Mr. Webb presented Resolution 2008-7 Authorizing the Issuance and Confirming the Sale of Water Treatment Plant Revenue Bonds. **Councilmember Lyman moved accept Resolution 2008-6 Authorizing the Issuance and Confirming the Sale of Water Treatment Plant Revenue Bonds. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote.**

**Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Johnson  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7.

**Councilmember Lyman moved to enter a Public Hearing regarding changes to the Subdivision Ordinance. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

David Laws spoke in favor of the ordinance. He explained that he is in the process of building a house and would like to see the measure passed as quickly as possible.

**Councilmember Johnson moved to leave the Public Hearing regarding changes to the Subdivision Ordinance. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Webb addressed the Council regarding the storm water project. The bid was awarded contingent upon loan approval from the USDA. Mr. Webb asked the Council to authorize the contractor to order the necessary supplies now, even though the loan has not been closed. This will allow for more advantageous pricing and allow the contractor to complete the project for the previously awarded bid amount. Mr. Webb further explained that this does carry some risk for the city if the loan does not go through.

Mr. Webb also asked for a similar agreement to be given for equipment on the Water Treatment Plant. If the equipment is purchased now it will save the city a significant amount of money as opposed to waiting to order.

Advice and consent was given by the Council to proceed with the purchase of equipment for both projects.

9. Mr. Webb presented the Council with possible T-shirt designs. The shirts will be produced and sold in the Visitor's Center as well as made available to local retailers for resale. **Councilmember Laws moved to accept the "feel the adventure" design with the city logo on the front and the art work on the back. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Councilmember Johnson asked that the Bleggi fence request be tabled until the next meeting.
11. Councilmember Bayles addressed Council regarding offering a bounty for police warrants. He requested that the issue be included on the next agenda as an action item under his name. He expressed interest in offering a \$50 bounty per warrant. Chief Halliday estimates there are 250-300 current outstanding warrants. His hope is that by offering a bounty citizens will help the police clear the warrants, which he sees as a benefit to the community as a whole.
12. Mr. Webb addressed the changes to the Subdivision Ordinance. He wanted to make sure there were no changes requested by the Council before it was brought back as an action item at the next meeting. No changes were requested.
13. Open Forum – Chief Mike Halliday addressed the Council regarding the Police budget for the upcoming year. He explained that there will not be another drug dog purchased because two other officers in the area have new dogs. It was also decided by his department not to purchase video systems for their cars because it was just too expensive. He requested that these expenditures be re-allocated to other items they could buy this year. He commented that the Police department will not be requesting any capital expenditures next year except for one new police car.

14. Mr. Bill Olderog addressed Council regarding the CEU Rural Coding Conference to be held in May. He explained that this is a yearly event that draws participants from Utah and surrounding states. The city has participated financially in the past and Mr. Olderog would like to say that the city is behind the conference and in support of it. He further explained that he would use a \$500 grant from Blanding City to get a grant from San Juan County Economic Development and possibly the State of Utah. Advice and consent was given to distribute \$500 from the Council Discretionary Fund for the Rural Coding Conference.

15. **Councilmember Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Lyman**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:08 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
APRIL 8, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

**Present:**

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Erik Grover  
Brian Bayles  
Eric Johnson  
City Treasurer: Jeremy Redd  
General Service Director: Jeff Black  
Community Development Director: Bret Hosler

**Absent:**

Mayor: Toni Turk  
City Councilmember: Joe Lyman  
City Manager: Chris Webb  
City Engineer: Terry Ekker

Others Present: Terri Laws, Mike Halliday, Dorothy Thacker, Jami Bayles, Camryn Redd, Neil Joslin, Tonya Bleggi, Kelly Bleggi, Crystal Holt, Cal Dean Black.

1. Prayer/Thought - The prayer/thought was offered by Jeremy Redd.
2. The Pledge of Allegiance was recited.
3. **Councilmember Grover moved to approve the minutes and financial disbursements of the March 25, 2008 meeting with the following changes:** Item 17 – Mr. Ekker was asked if the information for the bid opening would be in the packet as requested. His response was that the bid opening will be on Friday so there should be no problem getting the information in the packet on time. **Councilmember Laws seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Bayles  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

4. Open Forum – Tonya Bleggi addressed council with a budget request. She asked the city to help financially with a fence on the border of her property and city property near the Fire Station. Mrs. Bleggi asked that the city participate in ½ the cost of the fence, and that she would pay for the labor to erect the fence. Councilmember Johnson asked that the item be added to the agenda for the next meeting under his name.

5. Mr. Black presented the Water and Natural Gas Reports for February 2008. He explained that there is still a lot of snow on the mountain and 2,600 gallons per minute are running through the pipeline to the 4<sup>th</sup> reservoir.
6. Chief Mike Halliday presented the February 2008 Police Report. He explained that included in the information is a copy of an additional page to the report that will further detail officer activities for the month. Councilmember Grover asked about the new police software and air cards that were discussed at a previous meeting. Chief Halliday explained that Connected Technologies has donated the use of an internet air card for testing the usefulness and effectiveness of the new software. The cost of 5 internet cards has been included in his budget request for next year. He also explained that he and Jeremy Redd are working on developing a website that will allow officers to enter and check warnings that are given. They are also working to get the warrant list posted on the website. The hope is that people will check the list and help the police apprehend fugitives. Chief Halliday also requested that bounties be paid to citizens who help the police apprehend people with outstanding warrants. This would help clear the outstanding warrants. Councilmember Bayles asked that the warrant bounties be put on the next council agenda under his name. Councilmember Laws complimented the Police Department on their new ideas. Councilmember Johnson also complimented the police, noting that the number of violations jumped from 30 to 88 in the last month.
7. Councilmember Bayles reported on the Water Quality Board Meeting. He explained that he attended the meeting with Mr. Webb and a \$60,000 grant was approved for the water master plan.
8. Councilmember Grover presented the 4<sup>th</sup> of July theme for the year. The theme is "Stand Up For America". The plan and route for the parade were presented.
9. Chief Mike Halliday presented the off-duty compensation policy. **Councilmember Bayles moved to accept the Police Off-duty Compensation Policy. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**



10. Rebecca Stoneman – Curator of Education for Edge of the Cedars Museum – asked the Council for funding for the Four Corners Indian Art Festival. She explained that the event has been running for 3 years and brings in 1200 visitors annually. **Councilmember Bayles moved to give a \$500 donation from the Council discretionary fund to the Indian Art Festival to be allocated for local performers. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

11. Mr. Hosler presented the bid results from M.W. Brown Engineering for the Culvert Project to Council. The engineer and staff recommended the bid be awarded to JB Excavation. The bid approval will be contingent on USDA approval and approval of the loan. **Councilmember Johnson moved to award the Culvert Project contract to JB Excavation contingent on USDA approval and loan approval. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion.** Councilmember Laws suggested that the council not approve the bid and postpone a decision until the next Council meeting. He further explained that he would like to have more time to review the information and did not feel that the information was provided in a timely manner. Councilmember Johnson commented that he would like to make sure the contractors are not delayed. **Mayor Pro-Tempore Laws called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Those voting 'NAY'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion defeated.**

12. Mr. Hosler asked the Council to set the date for a Public Hearing on the amended subdivision ordinance for May 13<sup>th</sup>. **Councilmember Johnson moved to schedule a Public Hearing for May 13<sup>th</sup> regarding the amended subdivision ordinance. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

13. Mr. Redd addressed Council regarding the Utah State Public Notice Website. Legislation was passed that requires the city to post notices of public meetings to the new web site along with posting them in Blanding. Because of the new requirement, Mr. Redd recommended the Council set Friday at noon as the cutoff for agenda items. This will give staff extra time to meet the posting requirement and will give the Council the weekend to review their packet information. Council gave advice and consent to change the agenda item deadline to Friday at noon.

**Councilmember Bayles moved to award the Culvert Project contract to JB Excavation contingent on USDA approval and loan approval. Councilmember Laws seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

15. Open Forum – No public comment given.

16. **Councilmember Bayles moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

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17. Mayor and Council retired to executive session at 7:54 p.m.

Mayor and Council returned from executive session at approximately 8:25 p.m.

18. **Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Meeting adjourned at 8:26 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MARCH 25, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor:	Toni Turk
City Councilmembers:	Erik Grover
	Eric Johnson
	Brian Bayles
	Kelly Laws
	Joe B Lyman
City Manager:	Chris Webb
City Treasurer:	Jeremy Redd
General Service Director:	Jeff Black
City Engineer:	Terry Ekker
Community Development Director:	Bret Hosler

Others Present: Terri Laws, Diane Bradford, David Bradford, Wendell Fry, Mike Halliday, Cal Dean Black, Neil Joslin.

Prayer/Thought - The prayer/thought was offered by Mayor Turk.

1. The Pledge of Allegiance was recited.
2. **Councilmember Bayles moved to approve the minutes and financial disbursements of the March 11, 2008 meeting. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>
	<b>Councilmember Johnson</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**
3. Open Forum – Wendell Fry introduced himself to the Council as the new Recreation Director. He commented that he wanted to introduce himself to everyone on the Council.
4. General Service Director Jeff Black reported on the Water Board Meeting. He commented that the irrigation season has been set to start on April 1.
5. Mayor Turk Reported on the Hospital Board Meeting. He explained to the Council that the ribbon cutting for the new Blue Mountain Hospital is off for the time being and may not occur until the end of the year. The Mayor also commented that he participated on a committee dealing with doctor salaries and he is satisfied with the findings of that committee, that our County doctors salaries are in line.

6. **Councilmember Laws moved adopt Ordinance 2008-2 – Disposition of Strays. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

7. **Councilmember Lyman moved adopt Ordinance 2008-3 – R1A Zone as an addition to the zoning ordinance. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The Council discussed the fencing portion of the ordinance and felt it was not as clear as it should have been. It was agreed that the wording for the section on fencing would be changed to match exactly the wording on fencing from other zones.

**Councilmember Lyman moved to revise the motion to adopt Ordinance 2008-2 – R1A Zone as an addition to the zoning ordinance with the addition of the section on fencing as discussed. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. **Councilmember Johnson moved adopt Ordinance 2008-4 – Adoption of Small Accessory Use Buildings Inspection and Permit Fee Change. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The Council discussed adding the words to the beginning of the second paragraph: "unless otherwise required by code". **Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Bayles moved to enter a Public Hearing regarding Proposed Pacheco Meadows Subdivision. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb was asked to explain the purpose of the hearing. No one signed up to speak and no public comment was given.

**Councilmember Grover moved to leave the Public Hearing regarding Proposed Pacheco Meadows Subdivision. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Police Chief Halliday presented discussion on the potential purchase of the new FATPOT police department software. It was included in the budget for this year, but it was determined it was more of a lease than a purchase and it will require a yearly fee to maintain the use of the software. Discussion centered around the purchase and use of internet air cards which would allow the officers to use the full potential of the software by being able to access it remotely in their vehicles. Councilmember Johnson asked if the new software would increase accountability and productivity. Chief Halliday answered that he felt it would and that the extra costs would be well worth the investment. Advice and consent was given to purchase the software.
11. Chief Halliday presented a new off-duty compensation policy for the officers. He commented that this policy is what the police have been following and it is not in conflict with the existing city personnel policy. Chief Halliday wanted to have something in writing making clarifications to the policy as far as the police are concerned. He asked that it be added as an action item for the next meeting.

12. **Councilmember Laws moved to enter a Public Hearing regarding the annexation of 120 plus acres East of Blanding. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb explained that this annexation was requested by the property owner and it is the intent of the city to allow annexation. No one signed up to speak and no public comment was given.

**Councilmember Johnson moved to leave the Public Hearing regarding the annexation of 120 plus acres East of Blanding. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

13. City Engineer Terry Ekker presented proposed language for the performance guarantee contained in the subdivision ordinance. He explained that the ordinance states that 125% of the total cost of the subdivision will be held. The choices the city can accept are holding the money in escrow, a performance bond, or a letter of credit. Mr. Ekker recommended that the letter of credit not be allowed because of difficulty in collecting on the letter in case of default. Adding this clarification to the ordinance will allow developers to more clearly understand what will be expected of them. Advice and consent was given to add the bond language to the draft changes of the Subdivision Ordinance minus the letter of credit option.

14. Mr. Webb presented a letter from the Edge of the Cedars Museum requesting funding support of the Indian Art Market. Councilmember complimented the State Parks Department on their efforts and their action. Mr. Webb suggested \$250 as a possible donation amount. The Council asked that the request be added as an action item at the next meeting and that someone from the Museum be present to formally request the donation.

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15. Councilmember Johnson gave an update on the new Recreation Center. Mr. Webb explained that meetings have taken place with the city and the College to determine possible collaboration between the two entities on the building. Mr. Webb further explained that the College did not get the funding they were hoping for from the Legislature. They have committed to aggressively pursue private funding and assign an employee to work on obtaining the financial support. Councilmember Johnson recommended that the city proceed with the project as if the College will not be involved. If the College is successful in obtaining funding then the project can be changed at a later date.
16. Councilmember Lyman introduced discussion about the City Spring Clean-up Day. Multiple days were discussed along with the possible use of vouchers to allow citizens to dump when they had time. It was decided that the dump would be free on April 26<sup>th</sup> and 29<sup>th</sup> and May 1<sup>st</sup> and 3<sup>rd</sup> during regular operating hours. This will allow citizens to come at a time that is convenient for them and hopefully help beautify the city.
17. Mr. Ekker reported that the Storm Water Project has 8-10 companies who have received plans. The bid opening will be on April 4<sup>th</sup> and a bid will be awarded at the next meeting.
18. **Councilmember Grover moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:30 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
MARCH 11, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Service Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Kendall Laws, Terri Laws, Mark Bake, Mike Bradford, Cal Dean Black, Glen Gurney, Diane Bradford, David Bradford, Wendell Fry.

Prayer/Thought - The prayer/thought was offered by Eric Johnson.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the February 26, 2008 meeting with a change to item 13 adding the term "for the needy and the elderly." Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comment given.
4. Mr. Black presented the Natural Gas Report for February 2008. There were no questions.
5. Mr. Black presented the Water Report for February 2008. There were no questions.

6. Mayor Turk presented the Police Report for February 2008. Mayor Turk asked Officer Mike Bradford to answer some questions from the Council concerning the Police Report. Officer Bradford addressed criticism he had heard that the police are not properly fulfilling their duties. He commented that for every 10 traffic stops, only 1 or 2 citations are given. Many of these stops result in verbal warnings. Officer Bradford added that he feels his job is to change behavior and if that can be accomplished without a citation then he has been just as successful as if he had issued a citation. Another reason given as to the decrease in police department revenue is that undocumented immigrants are now bypassing Blanding in favor of other less patrolled routes.

Mayor Turk asked about the documentation of warnings both written and verbal for children not properly restrained in vehicles. Officer Bradford reported that he was unaware of any documentation taking place. Mayor Turk asked that this happen as a report will be presented to a concerned citizens group at a meeting next month.

Councilmember Laws asked if the officers are checking the license plate of each vehicle that is stopped. Officer Bradford responded that it can take 3-20 minutes to run a license plate through dispatch in Monticello and sometimes it is not efficient to run each plate.

7. Mr. Webb presented the Fire Report for February 2008. He commented that this was an extremely slow month with only 1 call out.

8. **Councilmember Lyman moved adopt Ordinance 2008-1 – Discharge of Weapons in City Limits Regulation. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Discussion followed about the mandatory confiscation of a weapon discharged within city limits. Officer Bradford commented that in his opinion if a citation is given, the weapon would be confiscated as part of the investigation and returned at the discretion of the judge. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Bayles moved to enter a Public Hearing regarding the new R1A Agricultural Zone. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

No one signed up to speak and no public comment was given.

**Councilmember Johnson moved to leave the Public Hearing regarding the new R1A Agricultural Zone. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. **Councilmember Lyman moved to accept Adopt the revised Sidewalk Participation Agreement. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Council established that the new agreement meets the spirit of the program and does not subsidize large developers. It was also mentioned that anyone who had a previously signed agreement would be treated as though the previous agreement were still in effect. Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. Councilmember Johnson moved to accept Resolution 2008-4 Airport Hangar Rental Policy. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

12. Councilmember Johnson moved to approve the hiring of an architect for the fire station expansion for the amount of \$5800. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

13. Mr. Ekker presented a proposed change to a minor subdivision for Mark Bake. He asked the Council to consider vacating some of the right-of-way so that a home could be built closer to the curb. Mr. Ekker expressed the opinion that the city has enough right-of-way for future needs and his recommendation is to vacate the unnecessary portion. Councilmember Laws moved to vacate the city right-of-way as proposed. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

14.

**Councilmember Johnson moved to enter a Public Hearing regarding Ordinance 2008-2 Disposition of Strays. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

No one signed up to comment and no public comment was given.

**Councilmember Grover moved to leave the Public Hearing regarding Ordinance 2008-2 Disposition of Strays. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mr. Redd addressed Council regarding raising the utility deposit for citizens renting apartments or homes. He explained that the current deposit is \$150 and has remained unchanged for over 10 years. The increase in the deposit amount would be an attempt to keep the deposit in line with rising energy prices. Mr. Webb commented that the price of natural gas has doubled and the price of electricity has tripled during that same ten year period.
16. Councilmember Lyman presented changes to the subdivision ordinance for discussion. Councilmember Lyman commented that the current ordinance represents a consensus between City Staff, Council and the Planning Commission. The Council discussed minor wording and grammar changes. Mr. Ekker added that he would like to see the bonding requirements explained in better detail in the ordinance. He feels that the current ordinance is confusing to developers and he would like to bring back some proposed bond requirements to the next Council meeting. There was discussion about communication systems currently required in the ordinance and whether or not they should be made optional for developers. Councilmember Lyman asked that the ordinance be brought back as a discussion item at the next meeting.

17. Councilmember Bayles asked that the Council consider purchasing new council chairs from the discretionary budget. He estimated the cost per chair to be \$100. The Council discussed the chairs and whether new chairs were necessary at this time.
18. Mr. Webb presented the current list of Volunteer Firefighters and Trainees as previously requested by the Council.
19. Open Forum – No public comment given.
20. **Councilmember Johnson moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:30 p.m.

Mayor and Council returned from executive session at approximately 9:28 p.m.

21. **Councilmember Lyman moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:30 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
FEBRUARY 26, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd  
General Service Director: Jeff Black  
City Engineer: Terry Ekker  
Community Development Director: Bret Hosler

Others Present: Kade Palmer, Michael Blake, Terri Laws, Robert Blake, Dylan Seely, David Redd, Steve Lovell, Dane Hurst, Anne Hurst, Spenser Simpson, Neil Joslin, Cal Bean Black.

Prayer/Thought - The prayer/thought was offered by Erik Grover.

1. The Pledge of Allegiance was recited.
2. **Councilmember Laws moved to approve the minutes and financial disbursements of the February 12, 2008 meeting with a change to item 19 adding the term "city will allow the business." Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – Spenser Simpson addressed Council representing the San Juan High School Chapter of the National Honor Society. Mr. Simpson requested \$350 to help with the cost of the annual Easter egg hunt. The donation will go towards the purchase of 2500 eggs and 75 pounds of candy for the children. He commented that the hunt is to be held at Walter C. Lyman Park if the weather is acceptable. Council approved the donation as in years past.

4. Mr. Steve Lovell addressed the Council about a potential safety problem with the canal on 100 East. He commented that the canal is a mosquito problem and a potential drowning hazard for children. Mr. Webb explained that the entire ditch will be put into a culvert and covered as part of the storm water project currently being developed. The construction will begin this summer building season and should be completed by August.

5. Mr. Webb presented information on the status of the water treatment plant. The RFP has been sent and the winning bidder is Pall. They were chosen based on all factors and not just price. The intent is to award the bid to Pall and proceed with the design phase of the project.
6. **Councilmember Lyman moved adopt Ordinance 2008-1 – Discharge of Weapons in City Limits Regulation. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Discussion focused on the mandatory confiscation of a weapon discharged within city limits. The Council wanted to possibly allow the police officer to decide whether to confiscate the weapon or not. It is unknown whether this conflicts with Utah state law. It was decided that further investigation would be necessary to determine legality. **Councilmember Lyman moved withdraw the motion. Councilmember Johnson seconded the motion. Mayor Turk declared the motion withdrawn.**
7. Mr. Webb presented the revised Pacheco Subdivision plat and asked that consent be given to advertise for a public hearing to be held on March 25<sup>th</sup>. The new proposal includes annexation of the entire parcel into city limits. It also creates the name Pacheco Meadows for the larger R1A lots. Advise and consent was given to advertise the public hearing.
8. Councilmember Laws presented the discussion on water service outside city limits. The current proposal would charge \$3000 per ERU in addition to the 200% rates currently being charged. If a property owner chose to annex they would be allowed a connection without the additional charges. Discussion centered around whether or not there should be a difference between one connection and an entire subdivision. Mr. Ekker commented that Blanding is unique in not requiring a water right for development. Most cities would require the developer to bring a water right to the city as a condition for development. No decision was made.
9. Councilmember Lyman presented proposed changes to the sidewalk participation agreement. It was discussed that currently the City would have the obligation to build a road because someone participates in building curb and sidewalk. It was decided that the spirit of the law is to help people build curb and gutter and not help developers curb their subdivision. After some discussion regarding participation limits to number of feet per year and other minor changes, Council supported the changes and asked that it be brought back for action.



10. Councilmember Lyman presented a draft of an ordinance waiving permit fees and inspections on small accessory use buildings. He explained that the city is trying to comply with state law while also not requiring people to get a permit on a small shed. He told Council that there is talk about the state law changing to allow structures smaller than 200 square feet to be exempt from a permit. It was decided that the ordinance would wait until it was determined whether or not it was legal in nature.
11. Councilmember Johnson presented Resolution 2008-4 setting policy for hangar rental at the airport. He explained that the revised policy would allow for the hangars to be used for aviation purposes and not just active aircraft. It will be a more friendly policy to those who rent hangars at the Blanding Airport. Advise and consent was given to bring the issue back as an action item at the next meeting.
12. Councilmember Lyman expressed concerns over the necessity of requiring a developer to install cable television lines in a new subdivision. He expressed the opinion that running cable lines might be antiquated and unnecessary. It was decided that the franchise agreement would need to be reviewed to possible allow for this requirement to be removed.
13. Mr. Webb informed the Council that there would be a group in Blanding on July 7-11 of this year to provide free home repair. Applications can be obtained at the City Office. There will be approximately 400 youth in town to provide the service.
14. Mr. Webb explained that there is a citizen interested in picking up old vehicles and appliances. Interested citizens can call the City Office to schedule to have their items picked up.
15. Mayor Turk commented on a letter to the editor in the Blue Mountain Panorama newspaper. It was critical of the city's stance on the proposed BLM resource management plan. He explained that he had responded to the letter with a letter to the editor of his own.
16. Mayor Turk reported on his recent travels to Plymouth, Massachusetts. He met with the equivalent of the Mayor and Assistant City Manager. He was impressed with their graciousness and their interest in our community. He extended an invitation to anyone from the community interested in hearing more about the purpose of his trip to hear his presentation at the Rotary Club on Monday March 10<sup>th</sup>.
17. Open Forum – No public comment.

18. **Councilmember Bayles moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:20 p.m.

Mayor and Council returned from executive session at approximately 9:12 p.m.

25. **Councilmember Grover moved to adjourn. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:15 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
FEBRUARY 12, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Joe B Lyman

City Manager: Chris Webb

City Treasurer: Jeremy Redd

Others Present: Terry Ekker, Bret Hosler, Jeff Black, Terri Laws, Cal Dean Black, Bob Jorgensen, David Redd, Neil Joslin, Justin Nielson, Bobby Bowring, Darren Shumway, Corey Workman.

Prayer/Thought - The prayer/thought was offered by Mayor Toni Turk.

1. The Pledge of Allegiance was recited.

2. **Councilmember Laws moved to approve the minutes and financial disbursements of the January 22, 2008 meeting with a change adding that the discharge of weapons on BLM land within the city limits will be allowed. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Those Abstaining**

**Councilmember Johnson**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. Open Forum – No public comments given.

4. Mr. Black presented the Natural Gas Report for December 2007. There were no questions.

5. Mr. Black presented the Water Report for December 2007. There were no questions.

6. Mayor Turk presented the Police Report for December 2007. The council asked about the assault on an officer that was mentioned in the report.

7. Mr. Webb presented the Fire Report for January 2008. The council asked for a list of the current volunteer firefighters to be given to them on occasion.

8. Mr. Hosier presented the 2007 Annual Building Report. There were no comments.

9. Mr. Webb presented Resolution 2008-2 approving an \$82,856 payment to San Juan Generation. As part owner, the City of Blanding will have to share in unexpected expenses of the plant. The options are financing the amount due or paying the amount off in full. Mr. Webb recommended passing Resolution 2008-2 to pay the amount in full.

**Councilmember Laws moved to accept Resolution 2008-2 approving an \$82,856 payment to San Juan Generation. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Ekker presented the bid award for the 100 East Water Line Project. He recommended awarding Bid Schedule 1 to Bayles Plumbing. **Councilmember Laws moved to award the contract as outlined in Bid Schedule 1 for the 100 East Water Line Project to Bayles Plumbing. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

11. **Councilmember Laws moved to award the contract as outlined in Bid Schedule 2 for the 100 East Water Line Project to Bayles Plumbing. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion.** It was discussed that the road will need to be re-worked at some time, so the project might be completed at that time and then the road will be re-worked. It was also discussed that the project could be part of a larger project for which the city could receive a 50% grant. Waiting could save the city money if the project was not urgent. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**NONE**

**Those voting 'NAY'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Bayles**

**Councilmember Lyman**

**Constituting all members thereof, Mayor Turk declared the motion defeated.**

12. Mr. Webb presented for discussion Ordinance 2008-2 - Changing the Number of Impound Days for Stray Dogs and Cats. The Police Department would like to change the existing ordinance from 5 days to 3 working days. This would match the city ordinance with the state ordinance. Advise and consent was given to take the matter to public hearing and comment.

13. **Councilmember Bayles moved to enter a Public Hearing regarding the 2008 CDBG Small Cities Program. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Bayles**

**Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor Toni Turk, opened the second public hearing for the CDBG program at approximately 7:30 pm. Mayor Turk stated that this hearing is being called to allow citizens to provide input concerning the project that was awarded under the 2008 Community Development Block Grant Program. The City of Blanding has amended its capital investment plan and decided to apply for funds on behalf of the City of Blanding for the Blanding Water Treatment Plant expansion. The Mayor explained that the applications for the project were successful in the regional rating and ranking process for the City of Blanding in the amount of \$100,000. The Mayor had Chris Webb, the City Manager/Recorder explain the projects to those in attendance. Mr. Webb explained that the project was the addition of three one million gallon a day membrane filtration skids for a total of three million gallons a day of additional treatment capacity. The funding will supplement \$1,600,000 in funding already obtained from other State and Federal sources. The Mayor then asked for any comments, questions and concerns from the audience. There were no questions, concerns or comments, and the hearing adjourned at approximately 7:40 PM.

**Councilmember Grover moved to leave the Public Hearing regarding the 2008 CDBG Small Cities Program. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

14. Mr. Hosler presented the proposed R1A subdivision ordinance with the changes discussed previously. The Council discussed the changes and proposed some terminology clarifications. Advise and consent was asked for and given to take the ordinance to a public hearing at the February 26<sup>th</sup> meeting and propose the ordinance for adoption the first meeting in March.
15. Mr. Webb addressed Council about the Natural Gas Stub Fee and the potential of reducing or eliminating the fee. He explained that currently each resident with a stub or service is paying an \$8 fee in addition to any usage. The Blanding City Natural Gas Company made \$53,729 profit in 2006-2007. The amount owed to the Electric Company from the Natural Gas company is \$789,860. Total base fee collections were \$97,743 in 2006-2007. Discussion followed about the fee and the options for reducing or eliminating it entirely. Councilmember Laws commented that the Natural Gas Company still owes a substantial amount of money to the Electric Company and leaving the fee in place will allow the debt to be repaid in less time.

16. **Councilmember Johnson moved to enter a Public Hearing regarding Discharge of Firearms Ordinance. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

Changes were proposed at the January 22, 2008 meeting. At that time, it was discussed that C02 weapons and flippers will be allowed inside city limits. Also, the ordinance was changed to allow the discharge of weapons on BLM ground that is zoned open space and is within the city limits.

No citizens signed up to speak and no public comment was given.

- Councilmember Grover moved to leave a Public Hearing regarding Discharge of Firearms Ordinance. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Lyman</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

17. Councilmember Lyman addressed the Council about a proposed change to the current city building ordinance. The state law currently requires a permit for structures 12' X 12' or greater. The current city statute requires a permit for structures 16' X 16' or greater. To be in compliance, the city law cannot be less restrictive than current state regulations. Advise and consent was given to re-write the city code to require a permit for structures between 12X12 and 16X16, but waive the fee and require no inspections of the structure.

18. Councilmember Laws presented proposed changes to a proposed city policy regarding providing water connections to residents outside city limits. According to the changes, new connections would have to bring water rights with them or pay impact fees to hook on to the system. Mr. Laws explained that the intent is to limit growth outside city limits using city services paid for by city residents. Those who can annex and choose to do so would not be required to pay the impact fee, but those who cannot or are unwilling to annex would be required to pay an impact fee to pay for their use of the existing system. Mr. Laws would like to bring the item back at the next meeting as a discussion item.
19. Bob Jorgenson addressed Council regarding airport issues. He explained that he has purchased an airplane and would like to hire a pilot to provide scenic flights and flight instruction at the Blanding Airport. He also explained that because he owns an active aircraft he would like to request that someone who owns an inactive aircraft be removed from their hangar so he can rent it for his plane. Councilmember Johnson, who sits on the Airport Committee, explained to Mr. Jorgenson that all FAA regulations will need to be met before the city would allow it. Mr. Webb will check to see if there are those who have inactive aircraft in the hangars and follow policy accordingly.
20. Mr. Webb presented a plan from the Forest Service regarding the removal of 700,000 board feet of timber from the Johnson Creek area. He explained that the intent is to go in and remove fuel so forest fires will not start as easily or move as quickly as before. There was no opposition to the plan voiced by the members of the Council.
21. General Services Director Jeff Black approached Council about changes he would like to see in the existing sidewalk participation agreement. He would like to see limits placed on participation by any one individual. He is also seeking to clarify the responsibility of the City in regards to the sidewalk site preparation and the building of a future road. Council will consider the changes and bring the issue back if they choose.
22. Mayor Turk explained that there have been discussions at the state level regarding forms of government that might affect the powers and responsibilities of the Mayor. There is a new law in the state legislature that will clarify the powers of the Mayor. The decision was made that no further action is necessary.
23. Open Forum – No public comment was given.



24. Councilmember Bayles moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Mayor and Council retired to executive session at 9:04 p.m.

Mayor and Council returned from executive session at approximately 9:30 p.m.

25. Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Lyman  
Councilmember Bayles

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:31 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JANUARY 22, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Erik Grover  
Brian Bayles  
Joe B Lyman  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd

Absent:

Mayor: Toni Turk  
City Councilmember: Eric Johnson

Others Present: Terry Ekker, Bret Hosler, Jeff Black, Terri Laws, Corey Workman, Cal Dean Black, Kendell Black, Tyrell Pemberton, Evan Black.

1. Prayer/Thought - The prayer/thought was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to approve the minutes and financial disbursements of the January 8, 2008 meeting with the following changes:** Item 11 change February 30 to February 29. **Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

4. Open Forum - No comments made.
5. Mr. Webb notified Council that the city received a CDBG grant in the amount of \$100,000 to assist in the building of the water treatment plant.
6. The Council was presented with names the Mayor has recommended to fill positions on city boards. Charlie Taylor was presented to fill a vacancy on the Planning and Zoning Commission, and Calvin Blake and Val Jones were presented as possible new members of the Airport Board. Advise and consent was give by all Council members to proceed with these appointments.

7. Mr. Webb presented concerns over the Natural Gas stub fee currently being charged. Many citizens signed agreements with the city when the Natural Gas system was proposed stating they would connect to the system once it was in place. Because of this commitment, the city agreed to pay the up-front cost of running Natural Gas to their home. They would not be required to pay a connection fee when they connected, but they in turn were charged a fee of \$8.00 per month as a stub fee. The agreement stated that the customer would continue to pay the fee until a gas appliance was connected for at least two years. Discussion centered on reducing or eliminating the fee and the financial impact of that decision on the profit of the Natural Gas company. The Council asked the city staff to conduct a cost analysis of each of the different options.
8. Mr. Lyman presented a draft of the R1A Agricultural Zone. This would be a new zone added to the city and would allow for larger lots and animals. In addition, it would eliminate some of the requirements currently in place for subdivision development. The draft will be brought back with revisions at the next council meeting.
9. **Councilmember Bayles moved to enter a Public Hearing regarding the proposed Pacheco and Ridgeview Subdivisions. Councilmember Lyman seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Laws</b>   |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
- Those voting 'NAY'                      NONE**
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
10. No comment was given by any members of the community.
11. **Councilmember Bayles moved to leave the Public Hearing regarding the proposed Pacheco and Ridgeview Subdivisions. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                             |
|---------------------------|-----------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b> |
|                           | <b>Councilmember Laws</b>   |
|                           | <b>Councilmember Bayles</b> |
|                           | <b>Councilmember Lyman</b>  |
- Those voting 'NAY'                      NONE**
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

12. Councilmember Lyman presented proposed changes to the Minor Subdivision Ordinance. The Planning and Zoning Commission is seeking direction from the Council on the proposed changes and would like input before they re-write the ordinance for approval. There were three remaining items that changes had not been decided upon. The following decisions were made: a) The developer must install all utility and service laterals up front prior to road construction. This is not a change from the existing ordinance. b) The developer will do all road work in preparation for asphalt including base and finish gravel. This is not a change from the existing ordinance. c) The City will allow a building permit to be issued prior to finishing work but only after an all-weather surface is completed to 50% of the road width. This is a change from the existing ordinance which requires all road work completed before a permit is issued. The changes will be taken to the Planning and Zoning Commission for revision.
13. Councilmember Lyman presented the current ordinance concerning discharge of weapons within the city limits for review. Because of the annexation of BLM land, the ordinance will require modification. It was decided that CO2 guns, slingshots, bows and flippers would be allowed in the city limits in the revised ordinance. Advise and consent was given to make changes to the ordinance and to advertise for a public hearing.
14. Mr. Webb addressed Council about the training requirements for Open & Public Meetings. The Mayor and each council member should watch the training video to comply with the requirements.
15. Councilmember Laws presented information regarding the proposed BLM Resource Management Plan. Every 10 years the BLM must prepare and re-adopt a new management plan. Councilmember Laws expressed concern about the proposed plan and the closing of open space. He feels the plan is more restrictive and is a compromise to help pacify environmental groups. He asked for and was granted advise and consent to have a letter drafted to the BLM to oppose the resource management plan.
16. Mr. Webb presented the Winter 2008 newsletter for Council approval. Council approved the content, but asked that information be added regarding the BLM Resource Management Plan and possible land closure.
17. Mr. Redd presented information regarding the new online bill payment system. With the new system, residents will be able to pay their utility bills online using a checking or savings account of their choice. The system is available now and will be advertised with the next utility bill.
18. Open Forum – No public comment.

19. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Laws
	Councilmember Bayles
	Councilmember Lyman

Those voting 'NAY'                      NONE

Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

Meeting adjourned at 8:12 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JANUARY 8, 2008  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Joe B Lyman

City Manager: Chris Webb

City Treasurer: Jeremy Redd

Others Present: Terry Ekker, Bret Hosler, Jeff Black, Terri Laws, Dan Thebeau, Cal Dean Black, David Bradford, Craig Simpson, Greg Adams.

1. Prayer/Thought - The prayer/thought was offered by Joe B Lyman.
2. The Pledge of Allegiance was recited.
3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the December 11, 2007 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. Open Forum – Dan Thebeau addressed the council representing the proposed Pacheco Subdivision. He presented the council with drawings of a master plan for the development as well as proposed possibilities for annexation. Mr. Thebeau explained that the family owns 136 total acres and at this time they would like to just annex the south east end of the property. Currently, the annexation policy would require that all of the property be included in the annexation to receive city approval. Mr. Hosler commented that the Planning Commission has recommended that the annexation only be approved if it includes the entire parcel. They felt that decision was in the best interest of the city.
5. Richard Guymon provided comment about the \$8 fee being charged for a Natural Gas stub. He wanted to know if this fee will ever be discontinued. Mr. Webb clarified that when the system was installed each person who received a stub signed an agreement to hook to the system within 2 years. They are required to pay the fee until they connect to the system.

6. Mr. Black presented the Natural Gas Report for December 2007 there were no questions.
7. Mr. Black presented the Water Report for December 2007. A brief discussion ensued on whether or not Recapture Reservoir would fill to capacity this year. At this time it is unknown whether or not that will be the case.
8. Mayor Turk presented the Police Report for December 2007 there were no questions.
9. Mayor Turk, Mr. Webb and Chief Hawkins presented the CIB with a \$100,000 grant application for expansion of the fire station. Mr. Webb reported that the application was successful and was moved to the priority list for funding.
10. The police department requested approval to purchase new software. Approval was given based on the fact that it was an approved budget item. It was stated that adding wireless internet to all of the cars would have to be approved in the budget next year before that purchase could proceed.
11. Mr. Ekker presented the winning bid for excavation and road base placement. He recommended awarding the contract to Sondregger, Inc., and stated that the work is to be completed by February 30, 2008. **Councilmember Johnson moved to award the contract for excavation and road base placement to Sondregger, Inc. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. **Councilmember Laws moved to accept resolution 2008-1-A Appointing Officers of the City of Blanding. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

13. Mr. Laws explained that the weed ordinance passed in 2007 conflicted with Utah State Law. He presented a revised ordinance for approval which requires residents to remove weeds to the curb and not the middle of the street as previously proposed. **Councilmember Laws moved to approve Revised Ordinance 2007-5 Weeds in the Right-of-Way. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Johnson led discussion on whether it would be more cost effective to replace portions of sidewalk rather than pay for enforcement. **Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Johnson  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

14. Mr. Webb explained that the city has purchased a new trencher and will be selling the old machine. Sealed bids were accepted and the winning bidder is Four Corners Electric with a bid of \$4,130.00. **Councilmember Bayles moved to accept the sale of the trencher to Four Corners Electric for \$4,130.00. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Grover  
Councilmember Bayles  
Councilmember Lyman**

**Those voting 'NAY'**

**NONE**

**Those Abstaining**

**Councilmember Johnson**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mayor Turk presented the 2008 council assignments. He explained that most of the assignments remained the same with Councilmember Lyman taking most of Councilmember Pemberton's previous duties. Some of the changes include Mayor Turk handling health care, Councilmember Grover overseeing animal control and Councilmember Bayles adding the Chamber of Commerce to his duties.
16. Mr. Ekker presented the Ridgeview Development Plat for council review. He explained that a public hearing will be scheduled for the next council meeting.
17. Councilmember Lyman presented a map of possible changes to the traffic flow system including the possible addition of yield and stop signs to various intersections. Mr. Ekker explained the regulations on adding new traffic signage. It was determined that Mr. Ekker would review the accident numbers at these intersections to determine if signage changes are needed.



18. Mr. Hosler presented possible annexation options for the Pacheco Subdivision. He stated that the city adopted their current annexation policy in 1991 based on state law requirements and after much discussion and study. This policy includes 11 reasons why the city should only consider for annexation the largest possible piece of property. Mr. Hosler further explained that the Planning Commission has recommended to the council that they only approve annexation of the Pacheco Subdivision if they choose to annex all of their property. He commented that the development group currently has a 14 lot subdivision proposed with the county in addition to the 25 lots proposed with the City of Blanding. They would like to develop some large lots and currently the city does not have a zone in place for that development. There is an R1A zone currently being developed, but it would not be in place for 3-4 months.

Mr. Thebeau told council that the family would like to develop larger lots as well as a smaller lot subdivision. The family would like to develop while still leaving their options open for the future. He further commented that the family would like to have all of the city services if it would be allowed, and he feels like the group would be willing to consider signing an annexation agreement for a later date.

Mr. Greg Adams from San Juan County addressed council and stated that the county would like to work with the city to make sure there are not problems in the future. He stated that they do not want to see conflict with the city on this development in any way.

19. **Councilmember Bayles moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Lyman  
NONE**

**Those voting 'NAY'**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor and Council retired to executive session at 8:32 p.m.

Mayor and Council returned from executive session at approximately 9:10 p.m.

20. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Lyman

Councilmember Bayles

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:11 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
DECEMBER 11, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd

Absent:

City Councilmembers: Kelly Laws  
Brian Bayles

Others Present: Terry Ekker, Bret Hosler, Palmer Black, Marilyn Pemberton, Cal Dean Black, Mike Halliday, Charlie Taylor.

1. Prayer/Thought - The prayer/thought was offered by Randy Pemberton.
2. The Pledge of Allegiance was recited.
3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the November 27, 2007 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Pemberton  
Councilmember Grover  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. Open Forum – Palmer Black spoke on behalf of the Veterans Memorial Committee. Students from San Juan High School submitted designs for the Memorial. The top designs were chosen and presented to the council. These designs and others from the community will be used to create the final project.
5. Natural Gas Report – no questions.
6. Water Report – The City is ahead of averages in terms of water and way ahead of last year.
7. Police Report – Chief Mike Halliday presented the police report and discussed new software he would like to purchase. The software currently used by the police force is outdated and will no longer be supported. The software was included in the budget for this year. Chief Halliday commented that they will no longer be able to write citations after they are done with their current batch. The new software they would like to purchase is called Fatpot. Officer Charlie Taylor gave a demonstration of the new software which the county has been using for over 3 years with good results.

8. **Councilmember Pemberton moved to approve the 2008 Council Meeting Schedule. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Pemberton  
Councilmember Grover  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Grover moved to approve the 2008 City Holiday Schedule. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Pemberton  
Councilmember Grover  
Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Chris Webb presented the agreement the City currently has with the San Juan School District for maintenance of baseball fields. He stated that it is time to renew the contract and the District would like to renew it on a year-to-year basis. He recommended approving the contract for another year with the same terms. Councilmember Johnson commented that there have been complaints that the water was not turned on soon enough in the spring to have the fields ready for the baseball season. He would like to see the City make a concerted effort to maintain the fields at a high level.
11. Chris Webb reminded the Council about the swearing in ceremony that will take place at 6:30 p.m. on January 8, 2008. It will be held just before council meeting on that night.
12. Mayor Turk congratulated Councilmember Randy Pemberton for his efforts and service to the community during his tenure as a City Councilmember. A plaque was presented to Mr. Pemberton by the Mayor.

13. **Councilmember Grover moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 7:40 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 27, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Eric Johnson

Brian Bayles

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Jeremy Redd

Others Present: Jeff Black, Bret Hosler, Joe B Lyman, Holly Walker, Will Walker, Jeff Walker.

1. Prayer/Thought - The prayer/thought was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. **Councilmember Pemberton moved to approve the minutes and financial disbursements of the November 13, 2007 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Pemberton**

**Councilmember Grover**

**Councilmember Johnson**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. Open Forum – No public comment.
5. Mayor Turk reported on the recent hospital board meeting. He provided a list of services that will be made available to the community upon the completion of the Blue Mountain Hospital. Mayor Turk further explained that there is optimism that both county hospitals could qualify for critical access status because of recent changes to the definitions. He told Council that both together are more likely to meet the needs of the county and everyone at the meeting was optimistic that there can be a resolution to the conflict.
6. Holly Walker reported on the progress of the Veterans Committee. A few drawings of the memorial have been submitted and the committee is very pleased with their quality. She would like to see more community support for the project, but either way it will move forward. A memory book with stories from veterans is being collected and it should be a useful resource for the community.

7. **Councilmember Johnson moved to accept Ordinance 2007-3 the Highway or Public Transit System Tax. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Pemberton</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. **Councilmember Johnson moved to accept Ordinance 2007-4 the Botanical, Cultural, Recreational & Zoological Organizations or Facilities Tax. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Pemberton</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Laws moved to accept Ordinance 2007-5 Weed Control Measures within City Road and Public Ways. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion.** There was discussion amongst the council members about enforcement of the new ordinance. Councilmember Laws stated that we need to pay to enforce the ordinance or pay to fix the infrastructure when it has problems. **Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Laws</b>
	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>

<b>Those voting 'NAY'</b>	<b>Councilmember Pemberton</b>
	<b>Councilmember Johnson</b>

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Councilmember Johnson reported that Lisa Rarick has given notice of her intent to terminate her employment with the city. He also presented a job description that has been posted. There was lengthy discussion about the position and ways to lessen the turnover of the position. Councilmember Bayles commented that recreation should be youth programs only and we should not be offering programs for adults. Councilmember Laws asked if we need to trim down the programs to make it a more attractive job. There was discussion about the pay scale related to the duties of the position. Councilmember Johnson noted that Santaquin City is advertising a similar position for \$44,000 per year. It was decided that the advertisement should be changed to read "salary commensurate with experience". The council paid compliments to Lisa for doing a fine job as the Recreation Director.
11. Mr. Webb informed the council that the swearing in of Council Members will be held at 6:30 p.m. on January 8, 2008. This will be just before the first council meeting in January.
12. Mr. Webb presented information about the plans for the new recreation facility. The college would like to partner with the city to build the facility. However, because of their funding cycles and other priorities, they will probably not have funds available for the project until 2009. Mr. Webb stated that if the city chooses not to participate with the college we can still build the facility but we will have to decide what we can build. Mr. Webb recommended continuing to pursue the project on our own as well as with the college. Further down the road we will find out what is real with regards to participation from the college, but with construction costs rising he would like to keep all options available. Councilmember Pemberton asked when the new taxes will begin. Mr. Webb responded that they will probably begin April 1 and they will be saved for a facility to be built sometime after that date.
13. Councilmember Johnson brought the issue of forgiving all or part of a water bill for Philip Palmer. Discussion centered on the fact that beyond the city meter is the responsibility of the homeowner and the city should not be responsible for private lines beyond that point. Mr. Palmer was praised for his diligence in finding and fixing the problem.
14. Mayor Turk addressed the issue of metal storage containers within the city. Mayor Turk commented that many of the containers need to be painted and they are unsightly to look at. Many council members expressed that they thought they should be painted to match the house or the neighborhood. Councilmember Johnson commented that people are trying to clean up their property and the containers give them a place to move items. Mr. Hosler told council that the placement of the containers is handled by zoning ordinances because they are considered a shed. Many people have not secured permits before placing the containers. The Planning and Zoning Commission will address the issue in their next meeting.
15. Mr. Hosler gave information to the council about the proposed annexation of the Ken Palmer farm property. The family would like to annex only a portion of the property. The Planning and Zoning Commission would like them to annex all of the property, but have the council zone most of it open space so they can keep it in the green belt for tax purposes. The commission would like to pursue the adoption of an R1-A zone for agricultural lot development.
16. Mayor Turk presented paperwork for the Extraordinary Marriage Nomination. Couples can be recommended from the community.



17. The City Christmas Party will be held at the Arts & Events Center at 6:00 on December 20<sup>th</sup>.
18. Councilmember Bayles asked that a list be made of cars on the streets that do not move. It makes it difficult for the snowplows to do their job effectively. The mayor will follow up with the police department.
19. Open Forum – Joe B Lyman addressed the council regarding the Recreation Center. He expressed the opinion that we should build the center correctly and make sure it meets the needs of the city now and in the future. He told council he has heard these types of comments from many citizens, both those for and against the tax initiatives.
20. **Councilmember Bayles moved to retire to executive session. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover.  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

21. Mayor and Council retired to executive session at 8:57 p.m.
22. Mayor and Council returned from executive session at approximately 9:30 p.m.
23. **Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:30 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
NOVEMBER 13, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Jeremy Redd

Absent:

Mayor: Toni Turk  
City Councilmember: Brian Bayles

Others Present: Terry Ekker, Jeff Black, Bret Hosler, Terri Laws, Cal Dean Black, Neil Joslin, LaRue McDaniel, Bob Hosler, Chris Johnson, Joe B. Lyman, Liz Adams, Philip Palmer.

1. Prayer/Thought - The prayer/thought was offered by Joe B. Lyman.
2. The Pledge of Allegiance was recited.
3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the October 23, 2007 meeting. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
3. During open forum, Philip Palmer addressed council regarding a water leak on his property. He stated that he has worked diligently to find and solve the water leak. The leak was found and repaired as soon as it was known. Mr. Palmer asked the council to consider lenience or consider forgiving the overage portion of the water bill which amounts to \$357.00.
4. October 2007 Natural Gas, Water, Fire and Police Reports. Councilmember Laws commented on the potential for a water crisis if we have one more lean year.

5. Mr. Webb presented the results of the city election held November 6, 2007. He asked that the council accept the results of the election. **Councilmember Grover moved to accept the canvas of the election results. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

6. Mr. Hosler presented the first draft of a land use planning document for the BLM annexation area. There was discussion about the proposed purchase of state school lands by the City of Blanding. Councilmembers Laws and Grover expressed serious concerns about supporting the purchase of those lands because of grazing rights that are currently being leased on the property.

7. **Councilmember Grover moved to go into public hearing regarding CDBG grant funding. Councilmember Pemberton seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

8. Mayor Pro-Tempore Kelly Laws, opened the public hearing at 7:30 pm for comment and suggestion on the CDBG program and stated that this hearing is being called to consider potential projects for which funding may be applied under the 2008 Community Development Block Grant Program. It was explained that the grant money needed to be spent on projects benefiting primarily low and moderate income persons. The Southeast Utah Association of Local Governments in which the City of Blanding is a member, was expecting to receive approximately \$500,000 in this new program year. All eligible activities which can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Mayor Pro Tempore Kelly Laws had City Manager Chris Webb then review several of the eligible activities listed including, (Examples such as: Construction of public works and facilities, ie: water and sewer lines, fire stations, acquisition of real property, provision of public services like food shelters, also eligible are loan programs for private businesses which would then hire low income persons and the program can also pay for housing rehabilitation for low income homeowners or for persons owning rental housing for lower income persons). Mr. Webb indicated that in the past the City of Blanding has received a number of CDBG grants through which the City has been able to install curb and gutter in low income areas, water projects, and park rehabilitation projects. The city has handed out its capital investment plan as part of the regional "Consolidated Plan". This list shows which projects the city has identified as being needed in the community. He further explained that the City Council is considering applying for funding help on the new Water Treatment Plant and informed those present that anyone with questions, comments or suggestions throughout the hearing please identify themselves by name, before they speak. The clerk will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing.

Mayor Pro Tempore, then opened the meeting for comments and suggestions from the public. Larue McDaniel asked about what the Water Treatment Plant project included. Mr. Webb explained that the project was a new treatment facility that would be located next to the existing plant. There were no other comments or questions from the public. Mr. Webb explained that if the money was distributed equally after the AOG receives their portions the up to \$100,000 maximum per project would be available to qualifying entities in the District on a competing basis and that each project is analyzed on its own merits so we don't know how much we may get if any. It also depends on what other applications are received and the merit of those applications. Mayor Pro Tempore Kelly Laws then asked for any further questions or comments from the audience. There being no other comments, the hearing was adjourned at 7:40.

9. **Councilmember Pemberton moved to leave the public hearing regarding CDBG grant funding. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b>    |
|                           | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                    |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
10. Mr. Hosler presented information regarding two new subdivisions being planned within the city. They are the Pacheco and Ridgeview developments. He also presented a timeline with the necessary steps to be taken by the developers, council and staff. Councilmember Laws complimented the staff for putting together the timeline and making sure the council is aware of the steps to be taken.
11. **Councilmember Johnson moved to go into public hearing regarding Weeds in the right-of-way. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b>    |
|                           | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
| <b>Those voting 'NAY'</b> | <b>Councilmember Pemberton</b> |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
12. The discussion from council centered on enforcement of the new ordinance. Councilmember Pemberton commented that he does not like the ordinance and does not think people should be responsible out to the middle of the street. Councilmember Johnson told council he does not like many things in the new ordinance.
- LaRue McDaniel asked council how they are planning to enforce the ordinance and what the punishments would be.
- Joe B. Lyman addressed council and commented that he believes we already have ordinances that are unenforced and he does not see how the ordinance is workable.

13. **Councilmember Johnson moved leave the public hearing regarding Weeds in the right-of-way. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b>    |
|                           | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                    |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**
14. Council is looking at the possibility of swearing in the newly elected Councilmembers before the first meeting in January instead of the regular noon ceremony.
15. Open Forum – No Public Comment
16. Mayor Pro-Tempore Laws opened a work session with the Planning & Zoning Commission. He asked that there be no public comment, although the public is welcome to attend the work meeting. There was lengthy discussion with members of the planning commission regarding proposed changes to the minor subdivision ordinance.
17. **Councilmember Pemberton moved to adjourn. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover</b>    |
|                           | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                    |
- Constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Meeting adjourned at 9:43 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 23, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Randy Pemberton

City Manager: Chris Webb  
City Treasurer: Jeremy Redd

Others Present: Terry Ekker, Kent Hawkins, Jeff Black, Bret Hosler, Cal Dean Black, Charlie Taylor, Richard Guymon, Judy Cottrell, Neil Joslin.

1. Prayer/Thought - The prayer/thought was offered by Councilmember Brian Bayles.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to approve the minutes and financial disbursements of the October 9, 2007 meeting. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those Absent for the vote**

**Councilmember Johnson  
Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. Judy Cottrell spoke during open forum regarding a water connection for her property located at approximately 750 N 400 W. She commented that part of the property resides inside city limits and part is in the county. After discussion determining that the proposal would not create a flagpole lot and that part of her property resides inside city limits, the council determined special approval would not be necessary to connect to city services. All applicable city building codes and zoning ordinances would still be required.
5. Richard Guymon addressed council with questions regarding the proposed sales tax increase on the ballot. He was told by Mr. Webb that the intent of the council is to use the money for recreation purposes.

6. Kay Johnson reported on the proposed IPP3 power project. He explained that a lawsuit had been settled with the city of Page, AZ and UAMPS was not impacted financially to settle the suit. He explained that UAMPS has power agreements in place to purchase needed power until 2012. New power sources are being sought including the IPP3 power plant. The city of Los Angeles is currently blocking construction of that plant, and a lawsuit will probably be necessary to begin construction of the plant. Other power options are being explored, including possibly building a natural gas power plant in or near Blanding to help with peak times and emergency power production.

7. **Councilmember Bayles moved to enter a public hearing regarding the CIB grant application for expansion of the fire station. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover.**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

8. Blanding Fire Chief Kent Hawkins addressed the council regarding the need for expansion to the existing fire station. Mayor Turk asked if we could dispatch trucks to help fight wild fires in other areas. Mr. Hawkins responded that we have one truck that could be dispatched if the firefighters received the proper training.

9. **Councilmember Grover moved to close the public hearing regarding the CIB grant application for expansion of the fire station. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover.**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Bayles**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb reported on the progress made by Verizon Wireless to provide service from the Blanding cell tower. He told council that Verizon currently is negotiating to lease space on the tower and is currently trying to lease space for their ground equipment. They would like to have service in 2008, but would not give a more specific date.



11. Councilmember Johnson moved to accept Resolution 2007-15 Approving Annexation of Territory Contiguous to the City of Blanding. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those Abstaining

Councilmember Bayles

Constituting all members thereof, Mayor Turk declared the motion carried.

12. Councilmember Johnson moved to accept Resolution 2007-16 Approving Annexation of Territory Contiguous to the City of Blanding. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Discussion focused on whether any islands were being created and the ability of the city to reverse the annexation if desired. Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

Councilmember Laws  
Councilmember Grover

Those Abstaining

Councilmember Bayles

Constituting all members thereof, Mayor Turk voted Aye and declared the motion carried.

13. Councilmember Bayles moved to approve the Elk Ridge Subdivision with the following stipulations: 1) the developer must secure a bond for 110% of the engineer estimate of the cost of the project of which 10% will be held for a one year warranty period and released one year from final acceptance. 2) The R1 zoning of the property will remain the zone of the subdivision. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover.  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

14. Councilmember Laws addressed council about providing water to residents living outside the City of Blanding. There was discussion about the two different proposals which have been presented. Councilmember Laws would like to see people bring their own water to the city or be annexed into the city before being allowed a water connection. This would give residents an incentive not to oppose annexation. Councilmember Johnson commented that he felt there were differences between providing water to a subdivision as opposed to a single family home.
15. Councilmember Bayles started discussion on the Master Road Plan. It was developed in 2002 and was not adopted at that time. Discussion centered on the proposed major collector road around the city. It was discussed that this could be used as a bypass road in the future. Mr. Webb told council that the major collector road is in the long-term plan and would not be built for many years. Passing the master road plan would allow funds to be secured to maintain future corridors.
16. The Planning and Zoning Commission would like to meet with the Council on November 13<sup>th</sup> at 7:30 to discuss changes to the minor subdivision ordinance. Mayor Turk will be absent from the meeting and Councilmember Laws will lead the discussion.
17. Mr. Webb presented a letter from Roosevelt City explaining a water rights case they are involved in. They are seeking assistance from other cities to help with the case. Mr. Webb suggested the council seriously consider participating with Roosevelt City. Advice and consent was given to write a letter in support and commit funds to the project.
18. Mr. Guymon spoke during open forum about the proposed master road plan. He commented that everyone would be affected by a bypass road and he opposed it. He also requested that the Visitors' Center be opened on Sundays.
19. **Councilmember Grover moved to retire to executive session. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Grover.</b>   |
|                           | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Bayles</b>    |
|                           | <b>Councilmember Pemberton</b> |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                    |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
20. Mayor and Council retired to executive session at 8:50 p.m.
21. Mayor and Council returned from executive session at approximately 9:25 p.m.

22. Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Bayles

Councilmember Pemberton

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:26 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
OCTOBER 9, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Brian Bayles  
Kelly Laws  
Randy Pemberton

City Manager: Chris Webb  
City Treasurer: Jeremy Redd

Others Present: Terry Ekker, Kent Hawkins, Jeff Black, Sterling Palmer, Kathleen Palmer, Bret Hosler, Rick Meyer, Terri Laws, Cal Dean Black, Charlie Taylor.

1. Prayer/Thought - The prayer/thought was offered by Councilmember Kelly Laws.
2. The Pledge of Allegiance was recited.
3. **Councilmember Laws moved to approve the minutes and financial disbursements of the September 25, 2007 meeting. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

3. During open forum, Rick Meyer addressed the council regarding a sewer issue near 300 East. There are 4 homes in the area that operate a private sewer lift station. Mr. Meyer told council there are significant problems with the current system and homes have been repeatedly flooded. Mr. Meyer asked the council to consider participating in a new sewer connection to eliminate the need for the private pump station.
4. September 2007 Natural Gas, Water, Fire and Police Reports – No comments or questions.
5. Mayor Turk gave a report on the Hospital Board. They are currently interviewing 3 potential applicants for the vacant Administrator position. Mayor Turk has been involved in the process by giving the potential applicants a tour of the Blanding area.

6. Councilmember Bayles moved to accept Resolution 2007-14 Approving UAMPS Integrated Resource Plan. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Bayles
	Councilmember Pemberton

Those voting 'NAY'                      NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

7. Councilmember Laws moved to not sell water or sewer services to customers outside Blanding City's proposed annexation area. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Bayles
	Councilmember Pemberton

Those voting 'NAY'                      NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

8. Councilmember Laws moved to schedule a public hearing on Ordinance 2007-3 Weed Control in Right-of-way for November 12, 2007. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Bayles

Those voting 'NAY'                      Councilmember Pemberton

Constituting all members thereof, Mayor Turk declared the motion carried.

9. Councilmember Johnson moved to approve the quarterly newsletter with a sentence added to the sales tax question article that it is the council's intent that this is to be used for recreational purposes.

Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Bayles
	Councilmember Pemberton

Those voting 'NAY' NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

10. Councilmember Johnson moved to approve the Sales Tax Information Advertisement. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Bayles
	Councilmember Pemberton

Those voting 'NAY' NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

11. Proposed work session with the Planning and Zoning Commission would not work for this week. The council would like Planning and Zoning to schedule the work session for a Tuesday after a council meeting.
12. Mr. Webb gave information on Natural Gas rates. No current Natural Gas customers would receive a rate break under rates set by either Nephi City or Questar Gas. Discussion centered on whether the city should give breaks to high volume users and making sure the rates are competitive with the market.
13. Mayor Turk informed the council that any veteran can salute the flag whether they are in uniform or not.

14. **Councilmember Bayles moved to retire to executive session. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover.  
Councilmember Johnson  
Councilmember Laws  
Councilmember Bayles  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mayor and Council retired to executive session at 7:41 p.m.
16. Mayor and Council returned from executive session at approximately 8:19 p.m.
17. **Councilmember Grover moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:20 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
SEPTEMBER 11, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Randy Pemberton  
City Treasurer: Jeremy Redd  
City Engineer: Terry Ekker

Absent:

City Councilmembers: Brian Bayles  
Kelly Laws

Others Present: Charlie Taylor, Neil Joslin, Jana Bailey, Cal Dean Black, Chief Kent Hawkins, Jeff Black, Renis Hylton, Moki Trusler, IvaLou Perkins

1. Prayer/Thought - The prayer/thought was offered by Chief Kent Hawkins.

The Pledge of Allegiance was recited.

3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the August 28, 2007 meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. During open forum, Moki Trusler asked the Council to allow her to connect to city water on her property on Blue Mountain Road. This is property formerly owned by Dan Brown north of Lynn Stevens. Discussion followed on what type of connection she would require. She stated that she would like a 1" residential connection. Council was polled and everyone accepted the proposal.
5. Renis Hylton addressed council about loads going to the transfer station without being properly secured. He expressed the opinion that the law should be enforced requiring citizens to properly secure all loads going to the transfer station. Mayor Turk gave the information that there are already existing laws requiring loads to be secured and he would ask law enforcement to enforce the law currently in place. Renis also expressed concern over the loose dogs in town. It was reported by council that over 200 dogs have been caught and put down this year already.



August 2007 Natural Gas, Water and Police Reports – No comments or questions.

7. Fire Chief Kent Hawkins presented the August 2007 Fire Report. He commented that August was a very busy fire month for the city. There was a very highly visible fire in the north part of town that was fought successfully. Chief Hawkins reported that the city is looking for funding for a fire station addition.

Chief Hawkins was asked about the city's response to fires outside the city limits and the responsibility of the city to fight those fires. He responded that currently the city currently handles the initial response to any fires in Westwater and nothing would change in that respect if the land was annexed by the city. Regardless of where a fire is located, Blanding City will try to respond if possible. Nothing would change as a result of annexation. The county is currently working on an agreement with all of the fire agencies that work in the county. If an agreement is reached, fires outside of the 5 mile fire protection radius would still be fought by Blanding City, but we would be eligible to be reimbursed for these fires. Chief Hawkins further explained the fire department could reach a point where the city owned truck used for fighting wildfires could be used anywhere in the US and become an income source for the fire department and the city.

8. Mayor Turk presented information regarding the Decennial Census. Mayor Turk explained that the situation "is as bad as we thought it was." Dollars and funding are allocated based on population numbers from the census. Unless we can work out an incentive to have people declare Blanding as their residence, the chapters have instructed people to declare their residence as the reservation. Mayor Turk explained that Blanding will end up with the population and they end up with the resources that the population brings. Mr. Hosler estimates Blanding was undercounted by about 300 people on the last census, which is a substantial amount for a community of our size.

9. Mr. Redd presented a proposal to accept credit card payments by the city. **Councilmember Pemberton moved to accept credit cards with a \$2.00 fee or 2% of the total amount charged, whichever is greater. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton

Those voting 'NAY'	NONE
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mayor Turk presented Resolution 2007-12 extending the term of the Justice Court. **Councilmember Grover moved to accept Resolution 2007-12. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Mayor Turk explained that the state has expressed interest in closing the local justice courts. Any changes should only take effect after the terms expire for existing courts. By extending the term, Mayor Turk hopes to ensure that the current system is in place at least four more years. **Mayor Turk called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton

Those voting 'NAY'	NONE
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor Turk presented Resolution 2007-13 – Intent to Take Storm Drainage Loan and Grant. **Councilmember Johnson moved to accept Resolution 2007-13. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion.** It was discussed that the citizens may not know why a Storm Drainage Utility is being created. It was proposed that a letter go out with the next utility bill explaining the new utility and making citizens aware of the new fees they will be paying. **Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

12. **Councilmember Johnson moved to schedule a public hearing for September 25<sup>th</sup> regarding the UAMPS Integrated Resource Plan. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

13.

Terry Ekker presented Aqua Engineering for approval as the engineering company for the Water Treatment Plant. He explained that Aqua has vast experience with this type of facility and they will also allow the city to use its own engineering resources to help control costs. **Councilmember Johnson moved to accept Aqua Engineering as the engineering firm for the Water treatment Plant and allow Mr. Ekker to pursue a contract with an amount not to exceed \$109,000. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

14. Terry Ekker presented MW Brown for approval as the engineer on the storm water drainage project. **Councilmember Grover moved to accept MW Brown as the engineering firm for the storm water drainage project. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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**Constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mr. Ekker gave information regarding current construction projects. The airport project has a meeting scheduled on the 19<sup>th</sup> of September and he feels construction should be commenced within 30 days. The road reconstruction near the high school will begin Monday morning. The concrete work is almost complete, and the paving should be finished 6 days from the beginning of work.
16. Mayor Turk presented information from Sandra Asbury of the food bank. The Feed The Children program has approved a truckload of items for the pantry in Blanding. They will provide 400 boxes of food and 400 boxes of personal care items. Each box of food will feed a family of four for one week. Council was advised of a need for 20 volunteers on October 4 at 11:00 am to help unload the items from the truck.
17. Jana Bailey spoke during open forum to help clarify some facts about the utility request for the Avikan subdivision. She explained that they are not asking the city to fund a water line. What they are asking for is permission to extend an existing 4" line at the airport and run the line to the proposed subdivision which would potentially service 20 homes. She feels a policy should be made regarding water outside city limits. Mrs. Bailey explained that they plan to extend the recapture line to allow property owners to purchase water shares for outside watering. They do not want to put a drain on existing city water resources.
18. **Councilmember Johnson moved to adjourn. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:57 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 28, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Eric Johnson

Kelly Laws

Randy Pemberton

Brian Bayles

City Manager: Chris Webb

City Treasurer: Jeremy Redd

City Planner: Bret Hosler

City Engineer: Terry Ekker

Others Present: Terri Laws, Charlie Taylor, Joe F. Lyman, Neil Joslin, Jana Bailey, Mitch Bailey, Lynn Shumway, Travis Whaley, Cherry Whaley, Roylen Griffen, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Mayor Turk.
2. The Pledge of Allegiance was recited.
3. **Councilmember Laws moved to approve the minutes and financial disbursements of the August 14, 2007 meeting with a change to item 10 reflecting that Mr. Hosler presented action and moving the discussion on the motion to after the motion; and item 12 showing that Councilmember Laws asked what power the city would have if annexation occurred and a list of the benefits of annexation to the city. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those Abstaining**

**Councilmember Bayles**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

4. During open forum, Roylen Griffen addressed council. Mr. Girffen represented SPEAR in support of the proposed annexation of BLM land. He stated that it would help the riding group and keep existing trails open. Joe F. Lyman also addressed council. He has been working on a Blanding ATV trailhead. He expressed support for the proposed annexation as well, and stated that he hoped the annexation would help facilitate development of trails and multiple land use in the area.
5. Mayor Turk gave an update from the Hospital Board. He stated that they are searching for a new CEO and they had received 47 applicants. He reported that the board is creating a plan that will look at the entire health system in San Juan County and maximize health benefits to all the citizens of the county.
6. Senator Hatch's office is going to set up a meeting about the Decennial Census. It has been rescheduled for this coming Thursday. More information will be presented at council after that meeting.
7. Mr. Hosler opened council discussion about the proposed Elk Ridge Subdivision. Mr. Hosler explained that the subdivision as planned meets all of the ordinances set forth for a major subdivision under Blanding City requirements.
8. Councilmember Pemberton opened discussion on the possibility of removing or spraying weeds in the city street right-of-ways. Councilmember Laws discussed an un-passed 2002 ordinance regarding weeds and trees in the city right-of-way. Mr. Laws asked the council to review the ordinance and come forward with ideas for control of the weed and tree problem. Mr. Webb added that the city cannot stay ahead of weed control unless they were to hire a full-time employee to handle the weed problem. Councilmember Johnson expressed his opinion that weeds up to the curb should be the responsibility of the citizens, and weeds past the curb and in the road should be the responsibility of the city. Councilmember Laws asked that the matter be added to the next agenda and requested input from city employees on the matter.
9. Mr. Webb reported to council that the city has received 50/50 USDA funding for storm drainage projects. The \$350,000 grant and \$350,000 loan funding to service the loan and maintain the system will have to come from the formation of a storm drainage utility as discussed previously. The next step will be to analyze zones and set fees with respect to billing. This funding will allow mid-lot drainage projects to be completed that have been in need for many years. The mayor will be signing the funding agreement next week. Advice and consent was given to proceed.
10. Mr. Redd presented information about credit card processing which would allow the city to accept credit and debit cards as payment for utility services. The council discussed the option of adding a fee to each card accepted to offset the processing costs. The council asked for more information on what other cities are doing with credit card acceptance.
11. Mayor Turk reported that the Historic Preservation Committee has finished the walking tour of Blanding. The committee has developed an 88 page booklet to allow visitors and citizens to participate in the walking tour. The booklets would sell for \$4 and the sales would allow the cost of the project to be recovered. Lynn Shumway from the Blanding Visitor's Center expressed the willingness of the Center to participate in any way possible with the project and the sales of the booklets. Mayor Turk publicly thanked the committee for their work in the development of the walking tour.

12. Councilmember Pemberton asked about a fee schedule for the Natural Gas utility. A revised schedule would allow high volume users to benefit by paying a smaller fee. Council asked city staff to research fee schedules in other cities and report back to the Council.
13. Mr. Webb & Mr. Ekker presented the costs and options for integrating the three existing deep wells. Funding for the integration was discussed, with possible additional funding coming from the Army Corp of Engineers, San Juan County and the CIB as well as funds remaining from the project. Mr. Webb will pursue funding options. Council instructed Mr. Webb to pursue the integration of wells B&C southeast of city limits. Council expressed willingness to participate financially if needed.
14. Mr. Hosler presented information about the proposed annexation west of Blanding. He presented a letter from the County Commission regarding road maintenance as well as an email from the BLM regarding fire protection, police protection and land use. There was much discussion by all Councilmembers about the risk of annexing the BLM land versus the benefit to the city. Mr. Hosler explained that the greatest benefit the city will receive is the ability to control development of the land if and when the BLM ever decides to transfer control of the land to a non-governmental party. He also added that the Federal Agencies should recognize local planning, and that Utah State law allows for the unincorporation of the land if the city feels like costs exceed the benefits. Mr. Laws asked specifically for a copy of the law, a list of everything the city will be gaining and documentation supporting the list, as well as a copy of the county fire contract. He would also like Chief Hawkins to come and explain Blanding's fire protection responsibilities in the county.
15. Councilmember Laws presented a request for city water to be provided for a subdivision outside city limits. The proposal is for 20 homes with culinary water only and no outside watering. Mr. Laws discussed the cost of the water and the community development that would occur with the new homes. Mr Webb explained it has been the policy of the city to approve the extension of utilities to areas that are within the proposed annexation area. He said that in theory the city should discourage development with city services in areas it will never annex. He further stressed that it is not in the best interest of the city to commit city facilities and resources to an area that will never be part of the city. Mr. Laws discussed the need for a policy of water sales to residents outside city limits. After a lengthy discussion, council was polled to determine if they wanted to develop a policy on how water is to be distributed outside of the city limits. All agreed the discussion should be pursued and a policy developed. The policy and subdivision request will be on the agenda for the next council meeting for further discussion.
16. **Councilmember Laws moved to deed the old police station located at 62 E 200 S back to the county with a reversing clause that the property would return to the city if it was no longer used for the law enforcement purposes of the county. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Bayles asked if the current police station is adequate for the needs of both the city and the county. He expressed the opinion that having both departments in the same building would foster cooperation between the county and city police forces. **Mayor Turk called for a vote.**

**Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**Councilmember Bayles**

**Those Abstaining**

**Councilmember Grover**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

17. **Councilmember Laws moved to accept the request of the Historical Committee for funds to produce the walking tour booklet. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The Council discussed whether the booklets could be sold and whether they wanted to use their entire discretionary budget for this project. **Mayor Turk called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>None</b>                    |
| <b>Those voting 'NAY'</b> | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
|                           | <b>Councilmember Bayles</b>    |
|                           | <b>Councilmember Grover</b>    |
- Constituting all members thereof, Mayor Turk declared the motion defeated.**
18. **Councilmember Johnson moved to advertise a public hearing on the proposed Elk Ridge Subdivision for the next council meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
|                           | <b>Councilmember Bayles</b>    |
|                           | <b>Councilmember Grover</b>    |
| <b>Those voting 'NAY'</b> | <b>None</b>                    |
- Constituting all members thereof, Mayor Turk declared the motion carried.**
19. Mr. Ekker presented the bid summary of the High School road project and recommended awarding the bid to LeGrand Johnson. **Councilmember Bayles moved to award the High School Road Project to LeGrand Johnson Construction. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.** The project deadline was discussed. Councilmember Laws expressed concerns about extra costs now that school is in session. **Mayor Turk called for a vote. Voting was as follows:**
- |                           |                                |
|---------------------------|--------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Johnson</b>   |
|                           | <b>Councilmember Laws</b>      |
|                           | <b>Councilmember Pemberton</b> |
|                           | <b>Councilmember Bayles</b>    |
|                           | <b>Councilmember Grover</b>    |
| <b>Those voting 'NAY'</b> | <b>None</b>                    |
- Constituting all members thereof, Mayor Turk declared the motion carried.**

20. Councilmember Bayles moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton  
Councilmember Bayles

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

21. Mayor and Council retired to executive session at 9:11 p.m.
22. Mayor and Council returned from executive session at approximately 10:08 p.m.
23. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton  
Councilmember Bayles

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at approximately 10:10 p.m.

By \_\_\_\_\_  
Jeremy Redd, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
AUGUST 14, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Eric Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Jeremy Redd

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Terry Ekker

Absent:

City Councilmember: Brian Bayles

Others Present: Terri Laws, Calvin Balch, Joe B. Lyman, Britt Barton, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Jeremy Redd.
2. The Pledge of Allegiance was recited.
3. Councilmember Pemberton moved to approve the minutes and financial disbursements of the July 31, 2007 meeting with a spelling correction in item 4 and showing that Councilmember Pemberton asked Britt Barton if he would consider deeding right-of-way on the road. On the plan there is a right of way for a future subdivision that would be further west. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mr. Calvin Balch addressed Mayor and Council regarding the closure of a public transportation corridor west of the 4<sup>th</sup> reservoir where city property borders property owned by Mr. Kenny Black. He explained that an open road has existed for over 50 years and he personally has been using the road for 22 years. He further stated that there has been a pole installed in the middle of the road and barbed wire erected so that there is no way to open the gate or gain access to the road. Mr. Balch stated that if the city did not want to take action he would take the matter up with county officials, but that he wanted to make the issue a matter of public record. He further stated that he believed the city did have the right to force access to the road because there has been access for many years.

Councilmember Grover added that he has spoken to Mr. Black and he closed the road because the gate has been left open and livestock have been let loose. Councilmember Laws explained that he can erect a fence but it should be able to be opened by people who wish to cross; however he does not see this as a city issue since the city is not denying access to anyone. Mr. Balch stated he would take the issue to the county.

Mr. Balch stated that he is very happy with the trail around the 4<sup>th</sup> reservoir. He stated that, "It is a great deal and a great trail."

5. Mr. Jeff Black, General Services Director, presented the July 2007 Natural Gas and Water reports. There was no further discussion.

6. Mr. Chris Webb, City Manager, presented the July 2007 Fire Department report. There was no further discussion.

7. Mayor Turk presented the July 2007 Police report. There was no further discussion.

8. **Councilmember Johnson moved to allow Britt Barton to tie on to city services on his private lot outside city limits located at 500 South. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Lengthy discussion followed about what type of connection should be granted, whether the connection would be used to connect more properties in the future, whether Britt would oppose future annexation and where the meter should be placed. Mr. Webb explained that this would create a flagpole lot if annexed because the lot does not and will not front any existing road or right-of-way.

**Councilmember Johnson amended his motion to allow Britt Barton to tie on to city services with the stipulation that he be allowed a 1" water connection, 4" sewer connection, natural gas connection and that the meter be located on the property line in the city right-of-way. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. Councilmember Johnson moved to accept Resolution 2007-11 appointing Jeremy Redd as the Treasurer for the City of Blanding. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk Called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

10. Mr. Hosler, City Planner, opened discussion on the proposed Elk Ridge subdivision. There was considerable discussion concerning how the process for the approval of subdivisions should be handled in the future. It was discussed that there needed to be a discussion and approval to advertise by Council before it goes to public hearing. Councilmembers want to make sure they have adequate time to review subdivision applications before a public hearing is held.

Councilmember Pemberton moved to approve a public hearing on the Elk Ridge subdivision with the stipulation that the information will come first to the Council in the future. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Discussion was similar to above mentioned issues and Mayor Turk Called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Pemberton

Those voting 'NAY'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion defeated.

11. Councilmember Pemberton moved to enter a public hearing regarding annexation of property. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover.

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

12. The public hearing regarding the annexation of property opened at 7:30 p.m. No comments were made by the public during the hearing. Mr. Hosler explained that the proposed annexation would include several properties near 500 South and 700 West, as well as several acres of land owned by the BLM up to the 4<sup>th</sup> reservoir. Councilmember Laws asked that Mr. Hosler bring information in writing detailing the feelings of the BLM about the proposed annexation. He also requested information in writing detailing Blanding City's responsibilities regarding police and fire protection, grazing rights, roads and hunting on the property.

**Councilmember Grover moved to close the public hearing regarding the annexation of property. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Councilmember Laws**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

13. Mr. Webb brought the issue of the old police building before the Council. The building was deeded from the county with the stipulation attached that if it was not used for municipal purposes ownership would revert back to the county. The county would like to use the building as a Drug Task Force office as well as a satellite office for the Sheriff's Office. Mayor Turk expressed the opinion that it would be a good use of that property and that he had spoken with Mr. Bradford from the Blanding Police Department and he also was in favor of the idea. After further discussion, it was decided that it would come back as an action item at the next meeting and a decision would be made at that time.

14. Mr. Webb updated Council on the integration plans for the deep well project. It was discussed that all three wells are producing about the same amount of water; the conservative long-term estimate is that the wells would produce about 230-250 gallons per minute. Mr. Webb informed Council that Well A meets drinking water standards and that although tests have not come back, it is assumed the other two wells will also meet the standards. It was discussed that funding will only be available to integrate one well. Mr. Webb will check on available funds to integrate Well C and if funds are not available he will pursue the integration of Well A.

15. **Councilmember Grover moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover.**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

16. Mayor and Council retired to executive session at 8:19 p.m.

17. Mayor and Council returned from executive session at approximately 8:50 p.m.

18. Councilmember Laws moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

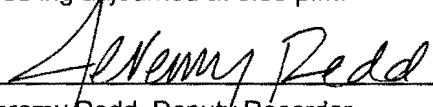
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:55 p.m.

By

  
Jeremy Redd, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 31, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Erik Grover

Eric Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Terry Ekker

Others Present: Terri Laws, Will Walker, Neil Joslin, Jana Bailey, Mitch Bailey, Brit Barton, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Terri Laws.
2. The Pledge of Allegiance was recited.
3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the July 10, 2007 meeting with a correction showing Mayor Turk as present and #7 showing that the surveys did not mention that the buildings would be possible due to a tax increase. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Sgt. Will Walker, National Guard, addressed Mayor and Council. He explained that the City's request for assistance during the fall cleanup day has been approved for the 2<sup>nd</sup> Saturday in October. He further explained that they are going through a transformation at this time and they may not continue to have the equipment that they do now. Mayor Turk suggested a letter be written to the powers that be thanks the National Guard for all the help they've given the City and requesting that help continue. This letter will be signed by Mayor and all Councilmembers.

5. Mr. Mitch Bailey addressed Mayor and Council regarding the subdivision that they are trying to create. He explained that their preliminary plan is to build about 20 homes. He further stated that the water people in Price will recommend that the subdivision not be approved by Rick Meyer if people will be drilling their own wells. Mr. Bailey requested permission to hook into the City water system. Councilmember Bayles asked how this would affect the City water system and Mr. Ekker stated that he would have to look into it.

6. Mr. Brit Barton addressed Mayor and Council regarding the property surrounding his previous home. He explained that he has extended six individual water, sewer and gas lines and extended an 8" main of water and sewer. He stated that as part of the agreement with the City was that this property needed to be annexed once it was tied on to City services. Mr. Barton asked for permission to annex his two properties that abut City streets and not to annex the 2 properties on the South end. He will be building a home on that property and needs to get permission to extend the utilities to that lot. Mr. Webb explained that one the reasons Mr. Barton doesn't want to annex that portion is because he would have to build a road. He questioned if the City would be letting Mr. Barton do something that we don't let citizens in city limits do. Mr. Barton stated that if he does annex and that road is built, the City would be liable to pave and maintain that road for one home. This issue will be on the next agenda for discussion.

7. Mr. Webb explained that in order for the City to proceed with the funding for the water treatment plant, a resolution must be passed. The resolution includes the grant portion of \$750,300, the loan portion of \$266,000 at an interest rate of 4 1/8% at a term of 40 years. **Councilmember Laws moved to accept Resolution 2007- 10 funding the water treatment plant. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mayor Turk began a discussion regarding the decennial census. This census records native americans place of residence where they officially call home. Therefore, if they have a residence in Blanding, but vote elsewhere, such as Oljato or Aneth, they are counted as citizens in the area in which they vote. There are 1400 Navajo's that are in the Blue Mt. Dine' Chapter that must vote elsewhere. Mr. Clayton Long, Blue Mt Dine' Chapter President, is working to get a different status for this chapter. There are 3 years until the next decennial census and the City has a vested interest in advocating for the Blue Mt. Dine' Chapter. Mayor Turk stated that if the City has a large portion of their Native American citizens showing they live elsewhere it hurts the City's ability to receive funding for projects in the community. Mayor Turk would like to make an effort before the 2010 census to change this problem.

9. Mayor Turk began a discussion regarding the extension of Center Street to Westwater. Councilmember Laws explained that he took this issue to the San Juan Transportation Special Service District 3 year ago, after which they approached the Navajo Tribe and Blue Mt. Dine'. The Chapter said they did not want a street across Westwater. Mayor Turk explained that there has been a renewal of the discussion to the point that the County has engaged consultants to be in charge of getting funding to complete this project. The Blue Mt. Dine' Chapter and residents of Westwater express that they are not opposed to a road going through the City right-of-way on the East edge of their property. They do not want it to continue across their property, however. The benefit to the City is one of a long term visioning. The long term vision is it could open up the County land to the east of Westwater for annexation. Councilmember Laws asked where their property line is and he was told it is on their side of Westwater.

10. Mr. Webb explained that Mrs. Turk's last day with the City will be August 17. There will be a BBQ dinner held on August 13 to say goodbye and wish Katie good luck. An advertisement has been in the paper to solicit applications. The position is left open until filled. Mr. Webb explained that he would like to have enough resumes to set up interviews on Monday. Mayor Turk will be on the interview committee as will Mrs. Turk. Councilmember Pemberton stated that he would be willing to sit in. If Councilmember Pemberton cannot attend, Councilmember Bayles will be there.

11. Mr. Webb explained that an annexation hearing will be advertised for the next council meeting. Knowing that the City has talked about annexing 33 acres and Mr. Barton's request to annex 2 parcels, this needs to be advertised.

12. Councilmember Grover explained that Mr. Jon Hunt has accepted the job of the 4<sup>th</sup> of July Chairman and Al Clarke and his committee will handle the parade again. Councilmember Laws suggested a band be hired that knows a patriotic song and if they do not they should not be allowed to play.

13. Mr. Webb explained that an architectural firm has been asked to give a design, layout and cost estimate on the Health and Wellness Center at the college. These services are being given pro bono at this point.

14. **Councilmember Grover moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover.**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mayor and Council retired to executive session at 7:58 p.m.

16. Mayor and Council returned from executive session at 9:43 p.m.



17. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:45 p.m.

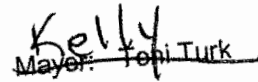
By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JULY 10, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

  
~~Mayor: Toni Turk~~

Others Present: Neil Joslin, Jeremy Redd, Howard Randall

1. Prayer/Thought - The prayer/thought was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Councilmember Johnson moved to approve the minutes and financial disbursements of the June 26, 2007 meeting. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Jeff Black, General Services Director, presented the June 2007 Natural Gas and Water reports. There was an error on the gas report showing the monthly usage at this time last year as 2. This will be corrected on the computer copy.
5. Mr. Bret Hosler, City Planner, presented the June 2007 Fire Department report. There was no further discussion.
6. Mr. Black made Mayor and Council aware of the status on the deep well project. They started moving on site #3 and are installing the test pump on #2 today. In the next couple of days site #2 will begin to be tested. Mayor Turk asked Mr. Black to contact him via cell phone with any update as he will be out of town for a few days.

7. Councilmember Johnson explained that the recreation survey results were in and out of 347 surveys returned a great majority were in favor of having a recreation center. **Councilmember Johnson moved to accept Resolution 2007-8 Placing 1/10th Recreation Tax on the November Ballot. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton explained that he is struggling with raising taxes, but feels it is good to let the citizens make the decision. Councilmember Johnson stated that he will be bringing back to council as to whether or not the Recreation board feels the City should be involved with the College on their center or not. He further explained that if an average household spends \$500 per month this tax would only increase their taxes by \$21 over the course of a year. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

8. Councilmember Johnson moved to accept Resolution 2007- 9 Placing 1/4th Highway Tax on the November Ballot. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. Councilmember Johnson made Mayor and Council aware that there has been some work on the airport bid. The apron expansion and taxiway expansion will not be done with this project. **Councilmember Johnson moved to accept Legrande Johnson's bid of \$316,963.01 for the project at the airport. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson explained that Legrande will have 30 days to complete this project from the date the notice to proceed is given. Mayor Turk then called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Hosler explained that two citizens have filed for the open council seats at the next election. They are Jeremy Redd and Kim Smith.

11. Mrs. Turk made Mayor and Council aware that the annual audit will begin on July 30.

12. Mr. Hosler explained to Council that Kier Construction has brought in a full set of plans for the 25 unit apartment complex and they are shooting for a September start date.

13. Mr. Howard Randall addressed Mayor and Council regarding the issue regarding the changing of zoning on his property. He explained that the Planning and Zoning were given 5 letters from property owners that were in favor of this change and that these letters were not given to Mayor and Council and they should have been. Also, he remembers that in the Planning and Zoning meeting that they approved the change and stated that this should be taken to Council with their recommendation that it be approved. Councilmember Pemberton explained that he was not at the meeting that is being discussed, but that Joe Lyman who is a member of the Planning and Zoning commission told him that they felt it was an issue to be brought before Council for their decision. Mr. Randall disagrees with that. Mr. Randall further stated that Mr. Jensen was the only one that didn't want this to happen. Mr. Hosler stated that the Council was not given the five letters spoken of earlier, but they were made aware of those people being in favor. Mr. Randall felt that he should have been sent a letter of the decision and he should not have had to wait for the paper to be published to find out about it. Mayor Turk explained that the decision doesn't have to be made in favor just because there were neighbors in favor. The Council can still decline this issue because that is how they feel. Councilmember Johnson and other agreed with Mr. Randall that he should have been notified in writing of Council's decision.

14. Councilmember Johnson moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 7:32 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
JUNE 26, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

Mayor: Toni Turk

Others Present: Neil Joslin, Dan Hurst, Mike Dayzie

1. Prayer/Thought - The prayer/thought was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to approve the minutes and financial disbursements of the June 12, 2007 meeting. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

4. Mr. Terry Ekker, City Engineer, discussed the airport project with Mayor Pro-Temp and Council. He explained that they have not rebid the project because LeGrande Johnson has been willing to negotiate the cost. They have cut about \$13,000 out of mobilization costs and the project has been scaled down to exclude the taxiway reconstruction and the expansion on the north end of the runway. Mr. Ekker further explained that if LeGrande Johnson can reduce the cost another \$2,800 the project will be awarded to them. He anticipates recommending the project be award to them by the next council meeting.

5. Mr. Chris Webb, City Manager, explained resolution 2007-7. This is the opening and adjusting of the 2006-2007 fiscal year budget. He explained that this is not increasing total spending, just moving money between general fund departments. **Councilmember Bayles moved to approve resolution 2007-7 Opening and Adjusting 2006-2007 Fiscal Year Budget. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all member thereof, Mayor Pro-Tempore Laws declared the motion carried.**

6. Mr. Bret Hosler, City Planner, explained resolution 2007-8 Authorization to Rezone part of Block 4. Councilmember Pemberton clarified that the Planning and Zoning Commission recommended that the issue be sent to council for consideration, not that they recommended it be passed. Mr. Webb clarified that at the last meeting he had stated that the commercial zone would not fall under the nuisance ordinance and he was mistaken. Although there are some things that are a nuisance in a residential zone that are not in a commercial zone. **Councilmember Bayles then moved to accept Resolution 2007-8 Authorization to Rezone Part of Block 4. Councilmember Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Councilmember Johnson stated that he feels by doing this it will allow one person to change the entire area and could adversely affect the surrounding areas. Mayor Pro-Tempore Laws asked how many people had received notice that this would affect them. Mr. Hosler stated there were 15 notified and 2 responded. Hearing no further discussion, Mayor Pro-Tempore Laws called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**NONE**

**Those voting 'NAY'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those abstaining**

**Councilmember Bayles**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion defeated.**

**He then explained that there are four councilmembers that can bring this up again within that 45 day period if desired.**

7. Mr. Webb gave an update on the deep well project. He explained that well #2 was now grouted and cased down to the top of the Navajo and logged. They are now at between 1400 and 1500 feet and making pretty good water. He stated that there needs to be a decision made about what to do next. The pump on well #1 should be here and set Thursday and be pumping before week's end. Mr. Webb stated that to drill well #3 the cost will be about \$490,000 to get through drilling, casing and pumping. The total project cost was \$1.7 million. By the time well's #1 and 2 are completed, the cost will have reached \$1.1 million. This will leave only \$125,000 to integrate. Mr. Webb recommended that the City go through the pump test process and then come back and make a decision on well #3. He further explained that integration costs were estimated at \$450,000 for the top well or well #1. If we do not integrate at this time Mr. Webb will have to change the scope of the project with the funding agencies, which he has never done before. Mayor Pro-Tempore Laws agreed with Mr. Webb on one point and that was that we need to wait and see what kind of erosion is happening down the hole when they start pumping. This will determine whether or not to case the Navajo. But he feels very strongly about drilling well #3. Councilmember Bayles agreed. Advise and consent was given to wait and see what happens with the pumping. Mr. Webb feels that he can get all the information needed to make a decision on well #3 by the next council meeting.

8. Mr. Webb explained Resolutions to put street tax and recreation tax to voters. He stated that the Council had determined to put both of these on the ballot in the fall. The recreation tax or ZAP tax increases sales tax 1/10 of 1 penny. The highway or street tax increases sales tax by 1/4 of 1 penny for a total of .35%. A resolution needs to be passed to put these on the ballot and to approve the language that will appear. He further explained that the highway tax will help the City build money to help with funding the gyms. There needs to be some educating of the public on the issue at some point before the election. Mayor Pro-Tempore Laws asked what happens if one passes and the other doesn't. Mr. Webb stated that he will have to research that. Mayor Pro-Tempore Laws also asked to have these resolutions approved by an attorney. Councilmember Johnson asked that these resolutions be brought back under his name for action at the next council meeting.

9. Mr. Webb explained that Mike Dayzie is considering joining the National Guard and wants to make sure how the benefits will work for him if he does. He stated that the City policy states that there can be 2 weeks used for training per year and the City has agreed to make up a difference in pay if there is one. The question Mr. Dayzie is concerned about is the time he will have to spend at basic training of 2 months. Mr. Webb asked what happens with his insurance during those 2 months and if or when he gets deployed. He further explained that the City is required to continue to pay retirement just as if Mr. Dayzie was working full time. Advise and consent was given to make a policy change stating that an employee may use up to an additional 10 days sick or annual leave above the two weeks already given.

10. Mr. Webb reminded Council to meet for the parade at 9:30 a.m. at the high school.

11. Mr. Webb began a discussion regarding the storm water project on the East side of town. He explained that he was hoping to get a \$700,000 grant to help with this project and he was not able to acquire that. He stated that he has been given approval, up to the state level, for a 50/50 grant, which would be \$350,000 grant and \$350,000 loan at 4 1/8%. Some cities actually charge their customers a determined fee to help pay this back. This fee is usually between \$2 and \$6. Mr. Webb explained that staff recommends a master storm drainage plan be completed for the City. He further stated that there are laws as to how this calculation is completed. Advise and consent was given to go ahead with the project and to begin the legal process to establish a storm drainage fund.

12. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

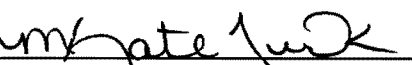
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

Meeting adjourned at 8:14 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
June 12, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

General Services Director: Jeff Black

City Planner: Bret Hosler

Asst Chief of Police: Mike Bradford

Absent:

City Councilmember: Kelly Laws

Others Present: Palmer Black, Neil Joslin, Howard Randall, Mike Jensen,

1. Prayer/Thought - The prayer/thought was offered by Councilmember Pemberton.
2. The Pledge of Allegiance was recited.
3. **Councilmember Pemberton moved to approve the minutes and financial disbursements of the May 22, 2007 minutes with changes to the following - #8 - add "money to do repairs will come out of C-Road Budget.", #17 - Mayor Pro-Temp Laws should be "Turk." Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Johnson  
Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.** Mayor Turk explained that the Open Meetings Act does not allow the use of "other" under reports or discussion. The only exception is if the public raises a question and at that time the Mayor can decide whether or not to receive it or not.

4. Mr. Jeff Black, General Services Director, presented the May 2007 Water and Natural Gas Reports. There was no further discussion.
5. Asst. Chief Bradford presented the May 2007 Police Report. Councilmember Pemberton asked about the year to year comparison. Mayor Turk explained that due to Chief Halliday's illness the report may not be as complete as previously.
6. Mr. Webb presented the May 2007 Fire Department Report. There was no further discussion.



7. Mr. Webb explained that there have been changes in the dates for filing for a seat in the upcoming election. The dates to file are from July 1 - July 16. The primary election will be held on September 11, 2007. The City will be running the primary election. The County will be handling the November elections.

8. Mr. Webb gave an update on the deep well project. He explained that they are waiting for the pump to come in on the North well to do the three days of testing that is required. There is drilling continuing South of town. Samples have been taken, but nothing official has been tested.

9. Mr. Webb gave an update on the water treatment plan funding. He explained that he and Councilmember Grover attended the Community Impact Board meeting. The City had requested a \$400,000 grant and \$200,000 loan. The Board was asked to consider making the entire project grant money. The CIB Board decided to fund the entire project with grant money and moved the City up to prioritization status for July 2007 funding meeting. Mr. Webb further explained that this may end up costing us a little more in loan money with USDA.

10. Mayor Turk updated the Council on the Health Care Board meetings. He explained that they have set up the process for selection of Mr. Mosier's replacement, who has resigned. Also, after very bumpy starts at strategic planning, and the process has actually begun. There was a consensus of the board and a common vision and that they need to be about health care resources for the entire county.

11. Mr. Palmer Black, Co-Chair of the Veterans Memorial Committee, explained to Mayor and Council that the committee would like to place the memorial just North of the Visitor Center. Mayor Turk stated that there has been a discussion of a 3-paneled monument, including emergency services, armed forces and families. He stated that they would also like to compile a book that would be located at the Visitor Center which would recognize individual veterans. Betty McPherson at the high school is very interested in working with the committee and the student to come up with a design concept.

12. Councilmember Johnson moved to go into public hearing regarding proposed zoning changes. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

13. The public hearing regarding proposed zoning changes opened at 7:30 p.m. Mr. Hosler explained that Howard Randall had requested a zoning change on his property. This would include the West half of block four. Mr. Randall spoke on behalf of Ralph Redd who would like to bring his small manufacturing business to Blanding. Mr. Mike Jensen, whose home is located in this area, brought concerns regarding the noise, the traffic and what this may do to his property values. He also asked if this gentleman decides to leave can this property be sold to any business and Mr. Hosler told him that it definitely could be. Councilmember Johnson spoke on behalf of Bonnie Fox who owns the property East of the property proposed to change. She has the same concerns Mr. Jensen has and told Councilmember Johnson that she would be against the change at this time. Mr. Hosler explained that this has to be decided within 45 days. Mr. Randall stated that if a property is zoned commercial it will have a higher retail value. Mr. Webb stated that anything can go in a commercial area and the nuisance ordinance would not apply.

14. Councilmember Johnson moved to close the public hearing. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

15. Mayor Turk expressed appreciation to Palmer Black for his vision and leadership on the veterans memorial project. He explained that the committee is hoping to have a finalized design by October 1 and would like to have the memorial completed by Memorial Day 2008.

16. Councilmember Pemberton moved to provide \$1,000 out of discretionary money to the Blanding Rotary Club Literacy Project. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson asked if they had been to Monticello City yet. Councilmember Pemberton explained that they are scheduled to do so, but has not yet. Councilmember Grover asked if there was money in the discretionary fund to do this. Mr. Webb stated there was. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

17. Mayor Turk asked for advice and consent to appoint Bret Hosler, Arlene Lyman and Beppy Gibbons to the Legacy Trust Board and new board members of Suzanne Johnson and Calvin Balch. Advise and consent was given to do so.

18. Councilmember Johnson moved to adopt Resolution 2007-5 approving the 2007-2008 Fiscal Year Budget. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

19. Councilmember Bayles moved to adopt Resolution 2007-6 Adopting Certified Tax Rate. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

20. Mayor Turk discussed the State Enterprise Funds. He recommended that the City of Blanding go on record affirming it's support of the continuance of this program. Mr. Webb explained that the program encourages investment in capital construction as well as employment in areas that qualify as a community that needs extra incentive. San Juan County as a whole qualifies for the program. He further stated that anyone that comes to invest in our community can receive tax incentives that can go against state income taxes. Advise and consent was given to write a letter in approval of the Mayor's recommendation.

21. Mr. Terry Ekker, City Engineer, discussed the airport improvement bid. He explained that \$400,000 was available for this project. The State Division of Aeronautics nor the FAA will contribute to this project. The FAA is saying that they will not guarantee the funds available to us will still be there if they are not used soon. He is hoping to still try and negotiate with LeGrande Johnson on their bid. Mr. Webb explained that there is not a date certain these funds have to be used. The FAA has allowed the City to carry over money from two years and they want the City to get it spent. Mr. Ekker feels if the City is going to rescope the project it needs to get done right away. He is recommending that possibly just the apron project be done, not including the taxiway or expansion on the North end of the runway. Advise and consent was given for Mr. Ekker and Mr. Webb to proceed with Councilmember Johnson's approval.

22. Mr. Webb asked for some clarification on the Foster Family Swim Pass issue. Councilmember Bayles recommended that the City consider allowing the four families in town that are qualified for fostering children be given passes whether there are kids in their homes at this time or not. Councilmember Johnson and Grover gave their consent and Councilmember Pemberton abstained due to conflict of interest.

23. Mayor Turk compliment Chief Hawkins on his reporting. He feels it is very informative and well written. It has helped Mayor Turk to understand more fully the big job the department is dealing with.

24. Councilmember Grover gave an update on the 4<sup>th</sup> of July celebration. He stated that Al Clarke will be handling the parade, but he is still looking for someone to handle the kid's games. He stated that Mr. Webb is trying to convince the Eagle Air staff to handle these games this year.

25. Councilmember Johnson stated that he felt he should declare in public meeting his involvement in the airport project. There will be certain items in the project that his company will be bidding on.

26. Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:10 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 22, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Absent:

Mayor: Toni Turk

Others Present: Scott Young, Kelly Vess, Kathy Hurst, Neil Joslin, Dan & Sheila Hurst, Gayle Marian, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. Councilmember Bayles moved to approve the minutes and financial disbursements of the May 8, 2007 meeting with the following changes: #4 - limit to "Blanding" Elementary age students, #13 - "it" needed to be. Councilmember Grover seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

4. Kathy Hurst representing the Blanding Rotary Club explained that they are a service club and they are trying to launch a second project in cooperation with San Juan County's Early Intervention Program. The one thing missing in homes that are visited are books. This would help get books into the hands of young children. They would be given three books when their home is visited. Next, any child born in Blanding or Monticello birthing facilities would be given a packet with 2 books and a magnet with information about reading to children. Mrs. Hurst explained that the cost for this project will be \$6,000. They have already raised \$4,500, which includes \$2,000 from San Juan County Economic Development, \$1,000 from San Juan School District, \$1,000 from San Juan Foundation, and \$500 from Utah Navajo Health Systems. She asked the Blanding City Council to contribute \$1,000 to the project. Mayor Pro-Temp Laws suggested that she ask Monticello City for funds also. Councilmember Pemberton asked that this be brought back under his name at the next council meeting.

5. Mr. Scott Young presented a plaque to the City for being named Sponsor of the Year for 2006 for the Southeastern area Special Olympics. He also left a plaque for Mike Halliday who was named the 2006 Volunteer of the Year.

6. Mr. Webb gave an update on the deep well drilling. He explained that they had hoped to air drill to the target depth, but that wasn't possible. He stated that 1,100 feet into the entrada the well started to make water about 300 gallons a minute. Water samples have been submitted and it looks like there is good fracturing. They have drilled down 50 feet into the Navajo formation and the plan is to case the hole to the top of the Navajo and go ahead and drill to depth. The hole in the Navajo will be left open. Mr. Webb thinks that the prospects look good.

7. Mr. Webb explained that the current Police reporting system will be used through June and a new system with more detailed reporting will begin usage July 1, 2007.

8. Mr. Ekker explained that two bidders had bid on the pedestrian improvement project. Aces & Eights and CM Concrete submitted bids. Aces & Eights was the low bidder and Mr. Ekker recommended the project be awarded to them. He further explained that there will be damage done to Blickenstaff's sprinkler system and damage to the asphalt at Truck Stop of which no money has been budgeted to do the repairs. **Councilmember Pemberton moved to award the Pedestrian Improvement Project to Aces & Eights in the amount of \$48,491.45. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

9. **Councilmember Bayles moved to go into public hearing regarding the 2007-2008 budget. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

10. The public hearing regarding the 2007-2008 budget opened at 7:30 p.m. Mr. Webb explained that there are no proposed utility increases in the budget. There were no others signed up to speak. **Councilmember Bayles moved to close the public hearing regarding the 2007-2008 budget. Councilmember Grover seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

11. Councilmember Bayles began a discussion regarding the Farmers Market Agreement. He explained that a new agreement that allows them to set up on the north side in the grassy area has been drawn up. This agreement also states that the City can terminate this agreement with 2 weeks notice at any time. **Councilmember Bayles moved to approve the Farmers Market Agreement as presented. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Councilmember Johnson stated that he would like some wording in the agreement that gives the City another option besides just terminating the agreement. Mr. Webb stated that if the City is having an issue with the Farmers Market and ask them to solve the problem and they do not, then the agreement will be terminated. Councilmembers Johnson and Pemberton made it clear that they were frustrated that the Farmers Market was allowed to continue last year without a signed agreement. Hearing no other discussion, Mayor Pro-Temp Laws called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Laws**

**Those voting 'NAY'**

**Councilmember Johnson**

**Councilmember Pemberton**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

12. Mr. Webb presented a proposal from the Police Department for additional capital requests they would like included in the 2007-2008 budget. After Mayor Turk met with Chief Halliday and Asst Chief Bradford, he has given his support for their request. There was discussion regarding the incinerator and getting cooperation and assistance from the County and Monticello. There was some concern as to whether the car video systems would be used once installed. Councilmember Pemberton was concerned about the purchasing of another software package. Officer Black explained that the current drug dog will be useful for about another 2 years. After further discussion it was decided to remove the \$15,000 for the incinerator and to leave the car video system and computer software in with the stipulation that the money will not be used without coming back before Council to discuss it further.

13. Mr. Hosler explained that at the last Planning Commission meeting Howard Randall presented several signed letters from adjoining neighbors of the property that he would like to turn back to commercial. The property is currently zoned R2. Mr. Randall has initiated the process of a zone change. Council feels that all people in the neighborhood should be made aware of what Mr. Randall is proposing. Mr. Webb suggested that staff be directed to move on with the public hearing and the full block be notified. Councilmember Johnson wants all neighbors to be aware of the impact this may have on their property.

14. Mr. Hosler explained that he, Mr. Ekker and Mr. Webb had a conference call with Mr. Dave Erickson regarding the Blue Mountain Hospital Project. Mr. Ekker stated that the changes made will meet all needs and meets the original motion of the road lining up with 300 West. Mr. Hosler explained that they have not addressed the drainage of water issue on 200 West and that needs to be handled. Councilmember Laws felt that his issues had been addressed and thanked them for doing so. Advise and consent was given to allow staff to approve the presented plan if drainage concerns are addressed and the west sidewalks are back in. Council gave advise and consent to proceed with the public hearing and notices.

15. Mr. Webb explained that the letter in the packet from the fire department was just for their information.

16. Officer Cal Dean Black addressed Council and stated that it had been brought to his attention that there are a couple of those sitting at the council table that are unhappy with the way he is doing his job. He stated if they have something to substantiate what they are concerned about he is more than willing to discuss it with them. Otherwise, if it is just rumor, he would like to put a stop to it.

17. Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Turk declared the motion carried.

Meeting adjourned at 8:37 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 9, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

City Councilmember: Kelly Laws

Absent:

Others Present: Cal Dean Black, Gayle Marian, Amee Sorenson, Christian Sorenson, Neil Joslin, James Harris

1. Prayer/Thought - The prayer/thought was offered by Terry Ekker.
2. The Pledge of Allegiance was recited.
3. **Councilmember Johnson moved to approve the minutes and financial disbursements of the April 24, 2007 minutes. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Ms. Amee Sorenson with Blanding Elementary PTA requested 75 one day pool passes to be given to the top 3 classes earning the most boxtops. Councilmember Bayles asked why it shouldn't be given to everyone in the school. He then suggested having a free pool day. Councilmember Johnson suggested it be limited to elementary school aged children. Ms. Sorenson stated that she could make up passes saying they have a free pass for that day. Council suspended the rules and gave advise and consent for the free pass day for box tops.
5. Mrs. Gayle Marian addressed Mayor and Council regarding the Farmers Market. She asked if the same rules apply this year as did last year. She stated she spoke with the Visitor Center staff and they were not concerned with the Farmers Market setting up in the front as long as they stayed small. She further stated that if they have to set up in back it will be the end of the Farmers Market. This item was asked to be put this issue on the agenda for the May 22 meeting for further discussion. Councilmember Johnson asked Mr. Webb to bring the original motion to that meeting also.
6. Justice Court Judge James Harris addressed Mayor and Council. He explained that there is a big study going on about state judges. There is a committee being chaired by Justice Ronald Nehring. The goals of the committee are judicial independence. Under what they are suggesting, San Juan County would have one full time judge. The City would be allowed to keep enough revenue to keep a court and a clerk. Under this proposal the City would not have their own court. Mr. Webb explained that in an e-mail received from the Utah League of Cities and Towns, he has been made aware that many cities are fighting this. Mayor Turk asked Mr. Webb to draft a letter to this committee with copies sent to Brad King and Mike Dmitrich. Mayor Turk wants the letter to talk of the inaccuracies of some of their statements. He would like to challenge the premise altogether.

7. Mr. Ekker presented the April 2007 Natural Gas and Water Reports. There were no questions.

8. Mayor Turk presented the April 2007 Police Report. He explained that he dealt with a Dear Mayor letter this week in regards to dogs. Mayor Turk explained that year to date 131 dogs have been destroyed and 41 picked up and returned, for a total of 172 dogs taken care of. Councilmember Bayles stated that he has been told when a citizen calls for the dog catcher, the trap is left at their door and the property owners have to bait the trap and catch the dog. Mr. Webb explained that he had gotten the other side to the incident that Councilmember Bayles is discussing and he doesn't believe it actually happened the way Councilmember Bayles was told that it did. Mayor Turk explained that there were 43 traffic citations written in the Month of April. Council asked to see the more detailed report from the computer system periodically.

9. Mr. Webb presented the April 2007 Fire Report. There were no questions.

10. Mr. Ekker gave an update on the Blue Mountain Hospital construction. He explained that the owners project manager has made changes to the plans submitted. They have removed the round-a-bout from the plans and reduced the size of the parking area. Mr. Ekker recommended that the approach in the Northeast corner not be immediately adjacent to intersection and that has been moved. These changes have not been given to City staff for approval. There was some discussion regarding insisting that the contractors stay with the original permit. It is considered that the round-a-bout is a needed feature to accommodate infrastructure needs. Council had discussed the issue of the round-a-bout at a previous meeting, but never made an official statement asking that the round-a-bout be removed.

11. Mr. Webb explained that the agreement with the BLM has been completed. They responded quickly in renewing our agreement where we allow them to use water out of our reservoir at increased rates. They also gave the City permission to go forward with the deep well project.

12. Mr. Webb updated Mayor and Council on the deep well project status. He explained that the start card from the Division of Drinking Water has been received. The City also received sign off from the Department of Health and the Division of Water Rights with some conditions. Any right held within 2,000 feet of the drill site needs to receive a notice with respect to drilling activity, such as start and finish dates, etc. They are also asked to let the City know of any water quality or quantity issues. Also, any well within 1,000 feet must be sampled for turbidity. Drilling should begin by May 14. The contractor has asked the City to consider drilling a pilot hole with no casing at a cheaper cost to then be widened and cased if water was discovered. Advise and consent was given to allow Terry Ekker, Kelly Laws, and Chris Webb to correlate with the engineer and driller to make the decision regarding whether a pilot hole option will be used.

13. Mr. Webb began a discussion regarding the distribution agreement with Pacificorp. He explained that the City did not renew our supply contract with Pacificorp. That contract allowed them to service some of their customers through our distribution system. This contract allows them to do so, but at an increased rate. Councilmember Pemberton asked why this item went straight to action without coming for discussion first. Mr. Webb stated that he wasn't sure it needed to be brought back for council, but decided it should. **Councilmember Grover moved to approve the Load Service Requirement Contract. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton felt that #7 should stipulate that it must come before Council. There was no change made to the original motion. Hearing no further discussion. Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

14. Mr. Webb discussed the Capital Projects Plan with Mayor and Council. The storm water study has been moved forward from 2009. The fire house expansion was discussed. He stated that there is some possibility that the Recreation Center may begin before 2008. Mr. Webb was asked to check into the expansion of the dog pound. Councilmember Bayles asked where the roads without curb and gutter are on the priority list. He asked Mr. Ekker if he felt they would be completed in 5 or 6 years and Mr. Ekker stated that they would be. Councilmember Pemberton asked about possible utility extensions to Westwater. Mayor Turk stated that the Westwater residents have indicated an interest in going solar, wells and septic systems. However, the soil depth doesn't allow for these things to work.

15. Mr. Webb explained to Mayor and Council that there have been changes regarding what insurance packages can be allowed for employees. The underwriters at PEHP have determined that any City under 50 full time employees could only offer Health Savings Plan and nothing else. One of the rules is that if a spouse takes a health savings plan then their partner must also. The City has several employees whose spouses have insurance through their employment. Therefore, the health savings plan is no longer an option. Mr. Webb explained that the increase is 5.7% instead of the 16% quoted at an earlier date. He recommended that the Council offer the 90/10, 250/500 plan to the employees

16. Mr. Webb reminded Mayor and Council of the budget work session on May 15, 2007 at 6:00 p.m.

17. Councilmember Bayles moved to adjourn. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:07 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
April 24, 2007  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Erik Grover

Eric Johnson

Kelly Laws

Randy Pemberton

City Treasurer: Kate Turk

City Engineer: Terry Ekker

City Planner: Bret Hosler

Others Present: Terri Laws, Neil Joslin, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Toni Turk.
2. The Pledge of Allegiance was recited.
3. **Councilmember Pemberton moved to approve the minutes and financial disbursements of the April 10, 2007 meeting with a change to #5 adding that Officer Black stated with the school being inside City limits, any incidents that happen there are City officer's responsibility and to #9 stating that the mid lot drainage will be ran through Bayles' property with the City paying for that labor. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Bayles**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Councilmember Grover updated Mayor and Council on the 4<sup>th</sup> of July preparations. He asked for help with any ideas on a theme for this year. He explained that he has not found a chairperson for the parade. Councilmember Grover asked for any ideas on a speaker as well. Mayor Turk suggested a theme about the growth of education in the area.
5. Councilmember Pemberton asked Mr. Hosler if there had been any response to his letter that was sent to the Blue Mountain Hospital contractors. Mr. Hosler explained that he had heard from Dave Erickson and Ahmad Razaggi and they are exploring options to facilitate the desires of the Council. They will have 15 feet of landscaping on the North end of the project. Councilmember Johnson explained that he was informed the round-a-bout had been eliminated and the street will now be straight. Mr. Ekker stated that there will be no asphalt laid after October 15 unless permission is given from the City Engineer. He also stated that until the road is complete the contractor is liable for any incidents that may happen. Councilmember Pemberton asked for a report on this project at the next meeting.

6. Councilmember Laws moved to adopt Resolution 2007-4 Utah National Guard Family Assistance Resolution. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton questioned whether it should read "the electric company has sufficient revenues to afford this." There was no change made to the motion. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

7. Councilmember Laws moved to adopt Ordinance 2007-2 Land Improvement Requirements. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws stated that he felt the way the ordinance was worded was putting Mr. Ekker or others in a bad position and taking away something that needs to be done. Councilmember Johnson stated that if this only affecting a few properties it should be taken out - regarding running the services to the far end of the property. He feels the word "person" should be removed from the Headings. Councilmember Laws stated that the City could be put in a very tight situation if we ran all utilities to the end and then assessed as the lots were improved. This would obligate the City for quite a bit of money when the funds may not be available. Councilmember Laws then amended his motion to add that changes be made to the resolution that on each service after the wording "determined by the city" add "with Council approval." Councilmember Pemberton once again seconded the motion. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	Councilmember Johnson
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

8. Mr. Ekker began a discussion regarding the deep well bids. He explained that staff's recommendation is to award the bid to Bob Beeman drilling to drill 2 - 12" public water supply wells with the option to drill a third - 8' well. He further explained that May 2 would be the earliest they could mobilize and they cannot begin without the start card from the State Drinking Water Office. Councilmember Laws moved to award the deep well bid to Bob Beeman Drilling for 2 - 12" wells with the option of a third <sup>12"</sup> well in the amount of approximately \$1,300,000.00. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

9. Ms. Turk reminded the Council of the timing on the upcoming budget sessions.

10. Mr. Hosler explained that he received a call from Verizon explaining that they are in the process of trying to negotiate a deal to put their equipment on the Alltel tower. They asked if that isn't successful if there was anywhere else in the community that the City would be favorable to a tower. Councilmember Johnson stated it would be fine, but it needs to be to the North. The Alltel tower is right in the flight path. Council all felt they should be allowed to have a tower.

11. Councilmember Laws moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:07 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
December 12, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Fire Chief: Kent Hawkins

Absent:

City Councilmember: Brian Bayles

Others Present: Terri Laws, Lisa Rarick, Randy Rarick, Zac Stanley, Donna Singer, Rye Nielson, Ryan Heck, Cal Dean Black

Prayer/Thought - The prayer/thought was offered by Chris Webb.

2. The Pledge of Allegiance was recited.

3. **Councilmember Laws moved to accept the minutes of the November 28, 2006 meeting and financial disbursements with a correction to #10 which read that Councilmember Laws stated that the City logo is on this site and if the site is not updated, the logo should be removed. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Bayles**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Jeff Black, General Services Director, presented the November 2006 Natural Gas and Water reports. There was no further discussion.

Mayor Turk presented the November 2006 Police and Fire Department reports. Mr. Webb asked Chief Hawkins how the overhead door improvements were coming at the fire station. Chief Hawkins explained that the door is in and wired.

6. Councilmember Laws moved to extend the time frame to the first meeting in February 2007 for benefits decision. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson stated that he felt that the salary survey was discussed also. Councilmember Laws stated it was not included in the accepting of the budget. Mr. Webb explained that the salary survey was discussed at a later meeting. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover Councilmember Johnson Councilmember Laws Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

7. Councilmember Laws moved to approve the 2007 Holiday schedule as presented. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover Councilmember Johnson Councilmember Laws Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried. See page 3

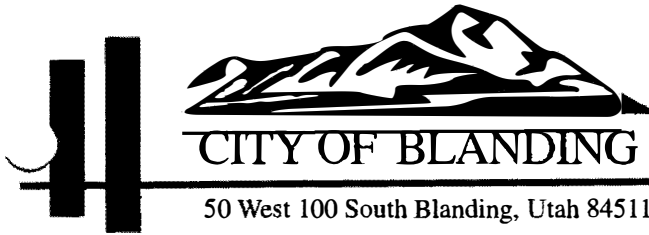
8. Councilmember Pemberton moved to approve the 2007 Council Meeting schedule as presented. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover Councilmember Johnson Councilmember Laws Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried. See page 4

9. Mr. Webb began a discussion regarding the employee benefits package. He explained the spreadsheet which was included in the packet. Mr. Webb stated that his recommendations have not changed since this issue was discussed at the previous meeting. He then explained that the Council either has to adopt his recommendations or come up with something different by the first meeting in February. Councilmember Pemberton was concerned about making decisions in February until we have firm numbers from the Local Government Trust. Councilmember Laws stated that it had to be done and that is also how the budget was passed last year. Councilmember Pemberton asked Mr. Webb to quiz the employees to find out how many would be interested in opting out.





**“Base Camp to Adventure”**

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / Email [cityoffice@blanding-ut.gov](mailto:cityoffice@blanding-ut.gov)

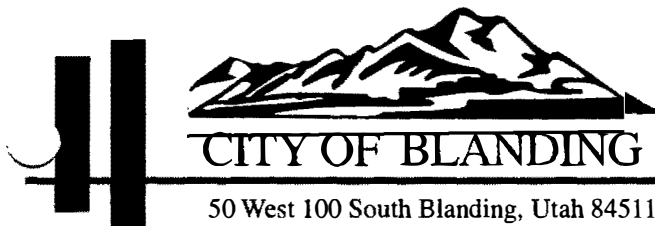
## **City of Blanding** **2007 Holiday Schedule**

<b>January 1<sup>st</sup></b>	<b>Monday</b>	<b>New Years Day</b>
<b>January 15<sup>th</sup></b>	<b>Monday</b>	<b>Human Rights Day</b>
<b>February 19<sup>th</sup></b>	<b>Monday</b>	<b>Presidents Day</b>
<b>May 28<sup>th</sup></b>	<b>Monday</b>	<b>Memorial Day</b>
<b>July 4<sup>th</sup></b>	<b>Wednesday</b>	<b>Independence Day</b>
<b>July 24<sup>th</sup></b>	<b>Tuesday</b>	<b>Pioneer Day</b>
<b>September 3<sup>rd</sup></b>	<b>Monday</b>	<b>Labor Day</b>
<b>October 8<sup>th</sup></b>	<b>Monday</b>	<b>Columbus Day</b>
<b>November 12<sup>th</sup></b>	<b>Monday</b>	<b>Veterans Day</b>
<b>November 22<sup>nd</sup></b>	<b>Thursday</b>	<b>Thanksgiving</b>
<b>November 23<sup>rd</sup></b>	<b>Friday</b>	<b>Day after Thanksgiving</b>
<b>December 25<sup>th</sup></b>	<b>Tuesday</b>	<b>Christmas</b>

**These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly.**

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**Chris Webb, City Administrator**



"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / Email [cityoffice@blanding-ut.gov](mailto:cityoffice@blanding-ut.gov)

## **2007 Council Meeting Schedule**

### **7:00 PM 2nd & 4th Tuesdays**

January 9, 2007

January 23, 2007

February 13, 2007

February 27, 2007

March 13, 2007

March 27, 2007

April 10, 2007

April 24, 2007

May 8, 2007

May 22, 2007

June 12, 2007

June 26, 2007

July 10, 2007

July 31, 2007- (5th Tues)

August 14, 2007

August 28, 2007

September 11, 2007

September 25, 2007

October 9, 2007

October 23, 2007

November 13, 2007

November 27, 2007

December 11, 2007

No 2<sup>nd</sup> Meeting in December

10. A discussion began regarding the hospital bond resolution. Mr. Blake Wade and Mr. Ahmad Razaghi joined council meeting by phone. Mr. Webb explained that he had received a letter from Randy Larson regarding the City's obligation and it is basically none. The City's credit cannot be affected by the issuance of conduit financing. Mr. Wade explained that there is a federal tax law benefits for 501c3 organizations when they borrow through a municipality. There are also benefits if funding in any one year is less than \$10 million. What is basically being achieved is the City is passing through a federal tax benefit to Blue Mountain Medical. **Councilmember Johnson moved to approve the conduit financing, Bond Resolution 2006-8. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Bayles**

**constituting all members thereof, Mayor Turk declared the motion carried.** Councilmember Pemberton asked if the City is limited to the conduit financing to one organization per year. Mr. Wade explained that the City can help any 501c3 organization if they're financing a capital facility. Councilmember Johnson asked if there is financing in place for the construction that has already begun. Mrs. Donna Singer stated that a separate process was completed to initiate an early construction approval and interim financing. They are anticipating closing this loan on December 20, 2006.

11. Mayor Turk asked if there was any Council interest in continuing the discussion regarding the State Champions recognition. Mr. Webb stated that the high school is not interested in participating in any way. Councilmember Laws stated that he is against this. The school recognizes it and he does not feel it falls under the responsibility of the City. Councilmember Johnson feels it is a good idea. Mayor Turk stated that this will be the last discussion on this issue unless a councilmember feels compelled to bring it back to the table.

12. Mr. Webb explained that the IPP3 deadline has been postponed until February 2007. There are several legal issues happening at this time with the Sierra Club which have postponed the project.

13. Mr. Webb asked if there were any questions regarding the 2007 Recreation Calendar. Councilmember Johnson wanted it noted that this is a tentative schedule, subject to change. Mayor Turk thanked Mrs. Rarick for her hard work.

14. Mr. Webb explained that the codification process of the ordinances has been completed. It will be available online eventually. There will be an ordinance adopting the codified ordinances in January 2007. He explained that once a new ordinance is adopted we will send it to Sterling Codifiers and they automatically put it on the web and tell us where in the hard copy version to insert the new ordinance.

15 Councilmember Johnson moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

16. Mayor and Council retired to executive session at 7: 52p.m.

17. Mayor and Council returned to regular session at 8: 05p.m.

18. Councilmember Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

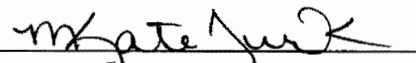
NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8: 05p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
November 28, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Others Present: Neil Joslin, Lynn Stevens, Cal Dean Black

Prayer/Thought - The prayer/thought was offered by Councilmember Bayles.

2. The Pledge of Allegiance was recited.

3. **Councilmember Johnson moved to accept the minutes of the November 14, 2006 meeting and financial disbursements as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
---------------------------	-------------

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Webb gave an update on the IPP3 contract status. He explained that he was hoping to have a contract today, but he did not receive it. Mr. Webb asked for permission to make the passing of the contract an action item on December 12, 2006. Permission was given.

5. Mr. Webb explained that Mr. Don Smith had asked to have a water connection on his property north of town. At point Mr. Smith has decided to run the lines and everything, but not to actually hook onto the tap at this time and that this issue could be tabled.

Councilmember Bayles moved to donate \$700 to the Quilters Event. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws stated the he feels the Council has lost the concept of what a City does. He explained that during budget time the Fire Department and Police Departments get beat up, but any special interest group can come in and ask for money and it is given to them. Councilmember Laws stated that the only reason he is alright with this is because the City puts so much money into recreation and he feels this is a different type of recreation for different people. Councilmember Johnson stated that this is as much economic development as it is recreation. Mr. Webb explained that there is \$6,000 budgeted for events that was put into Council discretionary funds and those monies can be used for this. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

7. Mr. Webb began a discussion regarding the personnel report and health plan issues that the Council had requested. Councilmember Laws stated that something has to be decided on this issue by December 31, 2006. After a lengthy discussion, Councilmember Johnson suggested that the Council be given more time to digest the information.

Councilmember Pemberton asked that the scenarios be run with different dollar amounts put to them. Councilmember Laws asked that the original motion made during the budget process be brought back before Council.

8. Mr. Webb began a discussion regarding the hospital bond resolution. He explained that he is hoping to adopt the resolution at the December 12 meeting. They will be shooting for a closing date sometime that week. Mayor Turk discussed the issuance of the building permit. Mr. Webb explained that the plans were received a long time ago, but changes have been made. The City is going to permit original plans and adopt the changes to plans after the closing so that all documents reviewed and approved are consistent. Everything has been submitted except for the survey. The check for \$54,000 should be in the mail this week. Councilmember Johnson had questions regarding Mr. Hosler's letter to Blue Mountain Hospital. Mr. Webb tried to answer the questions, but it was decided that Mr. Hosler needed to be involved in the conversation.

9. Mayor Turk asked Officer Cal Black where the Police Department was on the street cleanup of cars. Officer Black explained that a list has been generated and he will make sure it gets to the City Office as soon as possible.

10. Councilmember Laws asked if anyone has ever pulled up the City web page. He feels it's a disgrace and should either be updated or taken off the web. He explained that it also has the City logo on it and if this site was not going to be updated, the logo should be removed. Mr. Webb explained that this page is controlled by the Chamber of Commerce and they are aware of the issues and he believes they are working to get it updated.

11. Commissioner Lynn Stevens addressed Mayor and Council regarding the Blue Mountain Hospital Project. He explained that there has been enormous amount of political leverage in Washington by Governor Huntsman and others to get this project finalized. There is still considerable opposition to the project and he feels it's imperative that they begin moving dirt by January 1, 2007. He explained that never once has anyone been asked to cut any corners or create a new set of rules, but the City should not make it harder on them than on others. Mayor Turk stated that the observation has been made that the ground breaking process has happened once before on this project and nothing happened past that.

Mr. Webb explained that they are waiting on the survey by Mr. Lani Fisher and then the building permit will be issued.

12. Councilmember Bayles moved to adjourn the meeting. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:42 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
November 14, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

City Councilmembers: Kelly Laws

Others Present: Neil Joslin, Janet Wilcox, Rosalie Payne, Harold Lyman, Ingrid Meyer

1. Prayer/Thought - The prayer/thought was offered by Councilmember Grover.

2. The Pledge of Allegiance was recited.

3. **Councilmember Pemberton moved to accept the minutes of the October 24, 2006 meeting and financial disbursements as presented. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mrs. Janet Wilcox approached Mayor and Council and requested \$700 to assist in sponsoring a quilter's event. These events have been held around the state and have been very successful. They would like to see this become an annual event. This money will go to help pay for banners to hang on each end of town. They have received \$600 from Blue Mt. Shadows and the Quilters Guild. The keynote person they have invited is Cathy Miller from Canada. Mrs. Wilcox explained that she has also submitted a request to the economic development commission for funds.



5. Councilmember Bayles made a motion to move into public hearing regarding the CDBG potential projects funding. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried. There were no signatures on the sign up form to speak to this item. Councilmember Bayles made a motion to move out of public hearing regarding the CDBG potential projects funding. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Mr. Jeff Black presented the October 2006 Water and Natural Gas reports. There was no discussion.

7. Mayor Turk presented the October 2006 Police report. There was no discussion.
8. Mayor Turk presented the October 2006 Fire report. There was no discussion.

9. Mayor Turk explained that as he's traveled to different communities that have successful youth programs in their high school, there is some type of reference to the state championships achieved at the entrance to these communities. He would like to see something like this done in the City of Blanding. Mayor Turk feels that someone passing through seeing that our community has the caliber of young people that bring home state championships, may feel this may be the place they would like to locate their business. Council felt this is something they would like to go forward with. Councilmember Bayles would like some cost estimates before proceeding. Councilmember Pemberton suggested that a space be made available and the school then take care of the rest. Mr. Hosler suggested this being a senior class project for the high school. Mr. Harold Lyman stated that they would welcome this being located at the visitors center, but he felt this should include excellence in academics as well. Advise and consent was given to move forward.

10. Councilmember Johnson made a motion to move into public hearing regarding the Hospital Facility Revenue Bonds. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

11. The City Administrator/Recorder noted that pursuant to the provisions of the Industrial Facilities and Development Act, Chapter 17, Title 11, Utah Code Annotated 1953, as amended (the "Act"), a notice of public hearing with respect to the issuance of the City's proposed Hospital Facility Revenue Bonds, Series 2006 (Blue Mountain Hospital), in the principal amount of not to exceed \$18,000,000 was published on October 25, 2006, in the Blue Mountain Panorama, a newspaper of general circulation in the City. The hearing was then opened to all members of the public desiring to give input with respect to the issuance by the City of its Hospital Facility Revenue Bonds. After all members of the public desiring to give input, with respect to the issuance by the City of its Hospital Facility Revenue Bonds, had provided such input, the public hearing was closed. **Councilmember Pemberton made a motion to move out of public hearing regarding the Hospital Facility Revenue Bonds. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. Mr. Webb discussed the IPP3 Power sales contract resolution. He explained that this resolution has already been passed by UAMPS. He explained that he is asking for approval to allow the attorney to render opinions on the City's behalf letting us know what the exposure may be. The attorney's rate is \$210/hr and he feels it should not exceed 4 hours. **Councilmember Johnson moved to allow the attorney to begin working on his opinions regarding the City's exposures on the IPP3 power sales contract resolution. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

13. Mr. Harold Lyman addressed Mayor and Council. He explained that the Visitors Center is coming up on its fifth anniversary in March 2007. He explained that the staff would like to hold some events to celebrate that anniversary. They would like to hold a poster contest and have an open house and serve light refreshments. Mr. Lyman asked Mayor and Council for \$750 to handle the cost. Mr. Lyman explained that they have a donation jar at the visitors center and it brings in quite a bit of unbudgeted money each year. Mr. Webb explained that this money could offset the expense of the \$750. **Councilmember Bayles moved to give the Visitors Center staff \$750 for the Fifth year Anniversary celebration. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

14. Mr. Webb asked for approval on the newsletter. It was approved as written, including offering histories at a counted price of \$50/set through December. Mr. Webb asked for any additional recommendations or changes to be to him by Monday.

15. Mayor Turk discussed the plaques in the Council room for citizen of the year and businessman of the year. There have been no names added to these for 20 years. He suggested this be done away with or begin doing it again. After some discussion, Mr. Webb was given the assignment to return these plaques to the Chamber and let them update them and take it from there.

16. Councilmember Bayles requested that the Police do another list of the abandoned vehicles on the streets to help clean up the streets before the snow plows need to start moving. Mayor Turk asked Officer Black, who was in attendance to take this back to Chief Halliday.

17. Councilmember Johnson explained that Hogan Construction may be coming before Council to ask for permit waiver, etc. They are having a difficult time bringing the hospital project in under budget.

18. Councilmember Pemberton expressed his appreciation to the Christmas Committee and Beautification Committee for their hard work the last few months.

19. Mr. Hosler reminded Mayor and Council that the Governors Office on Planning will be holding a training session on November 16 at 6:00 p.m.

Mr. Webb made Mayor and Council aware that the City Christmas party will be held on Tuesday, December 19 at the Arts & Events Center.

21. Mr. Webb made Mayor and Council aware that the Beautification Committee and Christmas Committee will get together Saturday at 10:00 a.m. to finish putting the poinsettias in the pots on Main Street

22. **Councilmember Bayles moved to adjourn the meeting. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:05p.m.

By

  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
October 24, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Erik Grover

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

General Services Director: Jeff Black

City Planner: Bret Hosler

Absent:

City Councilmembers: Eric Johnson

Others Present: Neil Joslin, Clay Conway, Doug Hunter, Will Walker, Jeffrey Walker

Prayer/Thought - The prayer/thought was offered by Councilmember Pemberton.

2. The Pledge of Allegiance was recited.

3. **Councilmember Pemberton moved to accept the minutes of the October 10, 2006 meeting and financial disbursements with the following changes: #18 - "her" should be "here. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mayor Turk thanked Sgt. Walker and his entire platoon for the work the National Guard did on Cleanup Day.

5. Mr. Doug Hunter with UAMPS gave an update to Mayor and Council on the IPP3 project. He explained that they have been in negotiations on the contract and they are hoping to finalize it the first part of November. He explained that an independent engineering firm has been hired to look at the entire project and give their opinion. Mr. Webb suggested that the City get with the attorney and other small cities involved to get an opinion on the contract. Council agreed.

Mr. Clay Conway with Gaeorama updated Mayor and Council on the resisitivity study that had been completed by his company for the deep well project. He presented a power point presentation which showed their findings. A meeting was set for Monday, October 30 @ 7:00 p.m. to meet with his company, Norm Karlson with Zong Engineering and the City people to make some decisions.

7. Mr. Webb presented the FYE 2006 Audited Financial Statements. **Councilmember Bayles moved to accept the FYE 2006 Audit. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>
<b>Those absent</b>	<b>Councilmember Johnson</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

8. **Councilmember Laws moved to award the bid of Aces & Eights Construction in the amount of \$24,030 for the sidewalk at Centennial Park. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>
<b>Those absent</b>	<b>Councilmember Johnson</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Laws moved to award the bid of LeGrand Johnson in the amount of \$375,597 for the street improvement project on 500 S 650 W, cutting back exterior sidewalk by 60% which would leave the amount at \$333,227.29. Councilmember Bayles seconded the motion. . Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>
<b>Those absent</b>	<b>Councilmember Johnson</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mayor Turk asked what the intent was on finishing curb and gutter around the City. Mr. Ekker explained that this is the City will be doing the school route access sidewalk from 100 East to Center Street.

Mr. Webb explained that a public hearing must be held in order to receive CDBG funding. He further stated that it was not the City of Blandings' turn to apply this year, but it is good to have held the hearing in case other funds become available. Mayor and Council gave Mr. Webb permission to advertise for the public hearing.

12. Mr. Webb made Mayor and Council aware of the public hearing that will be held on November 14, 2006 for the Hospital Conduit Bond. He explained that he had discussed this issue with Blake Wade of Ballard Spahr and told them that the City would like to hire an attorney to review and make sure they're covered on all the issues. He was told that all the other entities involved have separate attorneys and that Ballard Spahr are there to be the City's attorney only and represent our interests only in the matter. Mr. Webb will get this in writing.

13. Mr. Webb explained that the research he has done on the Visitors Center Well showed that to get it qualified as drinking water it would cost approximately \$2,500/year and a portion of this testing would have to be done yearly. In addition, there would have to be a more sanitary way to dispense the water. Councilmember Bayles suggested asking the County for some assistance as most of those that use this well are not City, but County residents. Councilmember Pemberton stated that the City should provide drinking water out of their culinary system. Mr. Jeff Black asked why this is even being considered as this is not for Blanding residents. Mr. Webb was directed to approach the County on the matter.

14. Councilmember Bayles received a tag on his polycart stating that his cart is not in the correct place for the garbage men to pick it up. He feels that there should be a more consistent day for pickup.

15. Councilmember Bayles moved to adjourn the meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

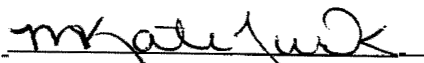
Those absent

Councilmember Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:50 p.m.

By

  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
October 10, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Eric Johnson

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

Absent:

City Councilmembers: Erik Grover

Kelly Laws

Others Present: Neil Joslin, Don & Shirley Jack, Eugene Meyer, Lynn Stevens, Clayton Holt, Debbie Christensen, Rebecca Stoneman

1. Prayer/Thought - The prayer/thought was offered by Councilmember Bayles.

The Pledge of Allegiance was recited.

3. **Councilmember Bayles moved to accept the minutes of the September 26, 2006 meeting and financial disbursements with the following changes: The date is reading September 12, #'s 11 & 21 -Councilmember Johnson voted in favor of both motions, #16 - Councilmember Pemberton would like the wording changed to read that the Council suggested that Connected Technologies bring back a proposal and that they may be able to use participation funds to purchase the concrete and they will be responsible for the contractor. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Ms. Rebecca Stoneman with the Edge of the Cedars Museum addressed Mayor and Council. She stated that she feels there is a gap between the museum and the community and she asked for suggestions on how to fill this gap. Mayor Turk suggested advertising their events in the City newsletter. Councilmember Johnson stated that several other businesses have come in asking the same questions and this could possibly be a collaborative effort.

5. Commissioner Lynn Stevens gave an update on the progress of the Blue Mountain Hospital. He explained it has taken five years to get their application approved and they passed through the last possible window to be considered a critical access hospital. He further explained that the only way to get the loan insured was to be the only hospital within a 35 mile radius. Therefore, the County would have to close the Monticello Hospital when the new hospital becomes operational. Commissioner Stevens explained that Mayor Turk met with, Mayor Allen of Monticello, the San Juan County Health Board, and the Commissioners to try to find a way not to have to close the Monticello Hospital. He stated that the San Juan County Commission voted Monday to discontinue the Monticello Hospital and they made a commitment with the City Mayors and Health Board to figure out the kind of services the Monticello Hospital can give as an acute care facility. He made all aware that the ground breaking for Blue Mountain Hospital will be held on Monday, October 16 at 4:30 p.m. Commissioner Stevens stated that this will be a great day for the County and for the Native Americans residing in the County. The charge has been given to the Health Care Board to think County wide health care. It has been focused on Monticello for the last 10 years and that needs to change. He feels that it is achievable to have a County operated hospital in Monticello and a private hospital in Blanding. Mayor Turk explained that in the meeting held on Monday that he committed himself as Mayor to try and bring an end to the negativity.
6. Mr. Clayton Holt with the San Juan School District addressed Mayor and Council regarding the voted leeway tax. He explained that this is a measure that will be put on the November ballot which relates to a special tax program. The State guarantees if the School District levies this tax and the District does not collect at least \$330 per student the State will make up the difference. The District will take the current monies in savings and pay off the GO bonds that are outstanding the cost of approximately \$3.7 million. He explained that the result for the taxpayers would be exactly the same. The difference for the District would be trading debt that doesn't qualify for the matching monies from the State and collecting monies that would qualify. After the discussion regarding a master plan began, Mr. Holt explained that the District does not have a master plan. One reason is because there was no money to do anything with. There are so many things that come into play in making decisions regarding facilities that it is hard to have a plan of what they are going to do when. Councilmember Pemberton asked where the makeup monies come from and Mr. Holt answered that they are from State property taxes or the General Education Fund. Councilmember Pemberton then asked if this is done will the District guarantee that they will not bond again. Mr. Holt stated that they absolutely would not guarantee that. Mr. Holt stated that this tax will not solve all of the District's problems but it will save millions of dollars over time.
7. Mr. Ekker presented the September 2006 water and natural gas reports. There was no further discussion.
8. Mayor Turk presented the September 2006 police report. Councilmembers Bayles and Pemberton thanked the Mayor for his efforts in making the report easier to understand.
9. **Councilmember Pemberton moved to adopt Resolution 2006-7 establishing a Revitalization Fund from State Mineral Extractions. Councilmember Bayles seconded the motion. Mayor Turk explained that this resolution emerged out of the Governors office of Economic Development. This Resolution is similar to the revenue fund that exists for oil extraction on the Navajo Nation. This area is getting ready for mineral extraction once again. If this document is approved, the Mayor and Council would have Mr. Webb convey it to Brad King, Mike Dmitrich, and Jason Perry. Mr. Perry is with the Governors Office of Economic Development and will be here in Blanding on October 30. Mayor Turk explained that this will take legislative action. Mayor Turk hearing no further discussion, asked for a vote. Voting was as follows:**



Those voting 'AYE'

Councilmember Bayles  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover  
Councilmember Laws

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mayor Turk turned the gavel over to Councilmember Bayles as he had to leave the meeting at this time.

11. A discussion began regarding the request of Mr. Eugene Meyer to hook to City water outside City limits. Mr. Webb explained that after researching the matter he found that this has been allowed in several situations where there is water infrastructure outside the City limits. He further explained that the City does not allow flagpole lots in the City and do they want to allow that in the County. Mr. Webb stated that staff determined that this policy be reconsidered, but recommended that Mr. Meyers request be approved and the changes be made after that time. **Councilmember Bayles moved to allow Eugene Meyer on North Blue Mountain Road to hookup to City water. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Bayles repeated the motion and asked for discussion. Councilmember Pemberton asked if this would be a similar contract as has been drawn with Mr. Roylen Griffen. Mr. Webb stated that type of contract was not needed. Mr. Meyer will be responsible from the meter to his home. Hearing no further discussion, Mayor Pro-Temp Bayles asked for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover  
Councilmember Laws

**constituting all members thereof, Mayor Pro-Temp Bayles declared the motion carried.**

12. Mr. Webb explained that Mr. Roylen Griffen is not ready to come back before Council at this time. He further explained that he and Mr. Ekker did the legwork that Council asked to be done. They suggested that the connection be allowed, that the City would put the shutoff valve on the West side of the highway and the meter on the East side. Mr. Griffen would be responsible for everything from the shutoff valve to his home. Councilmember Johnson asked that the agreement include where the meter will be and that it will be charged at out of City limit rates. Councilmember Pemberton asked that it stated the any future owners are also bound by this agreement. **Councilmember Bayles moved to allow Mr. Griffen to hook up to City water outside City limits. Councilmember Johnson seconded the motion. Mayor Pro-Temp Bayles asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover  
Councilmember Laws

**constituting all members thereof, Mayor Pro-Temp Bayles declared the motion carried.**

Mr. Webb stated he had been asked to discuss the possibility of installing a coin operated treated water dispensing system. He explained that in his research he found this would cost approximately \$2,000 to install such a system and make it operational. He stated that there is culinary water available at the City shop, but the minimum charge is \$10 and some feel that is too expensive. The Council asked that Mr. Webb first look into testing the well by the Visitors Center to see if that water is useable.

14. Mr. Webb explained there has been a request brought forward for the Council to consider some type of requirement to fence trailer parks. Mr. Hosler stated that this has been discussed several times over the years. The issue is that in most parks the trailers sit on public property or right on the property lines. Councilmember Johnson asked if there would be gates allowed so owners would still be allowed to park on the street or would they have to park inside the park? Mr. Don Jack stated that he and his wife were just interested in suggesting some alternatives throughout the town to help appearance. He explained there are a lot of communities that do have such requirements. This may only be feasible with future development, but it could still be considered. Councilmember Pemberton would like to take this issue to planning and zoning.

15. Mr. Webb presented the current CIB Capital Projects list. Councilmember Johnson would like some numbers of the cost on the new pool so as to look at O&M very seriously before this project is built. After a lengthy discussion on this issue it was decided to submit the list as is and for Mr. Webb to do additional study on the O&M of the new pool facility.

16. Mr. Webb explained that Chief Hawkins has asked that he be able to use \$5,750 from his budget to expand the fire station to be able to house the 1994 water tender that the County has given to the City. Advise and consent was given to so.

17. Mr. Webb explained that after researching the grant that Mrs. Sandra Asbury has asked the City to participate in, he has found that there are no strings attached. The City will facilitate the grant for them and they get to use our name. Advise and consent was given for the City to help with the facilitation of this grant for Mrs. Asbury.

18. Mr. Hosler explained there will be a planning and zoning training seminar held here at the City office on November 16 at 6:00 p.m. There will be people from the Governors office here to conduct the training. The Planning and Zoning Commission, Board of Adjustments, and Mayor and Council are invited to attend this training.

19. Councilmember Johnson moved to adjourn the meeting. Councilmember Bayles seconded the motion. Mayor Pro-Temp Bayles repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Bayles declared the motion carried.

Meeting adjourned at 9:03 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
September 26, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Temp: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Engineer: Terry Ekker

Absent:

Mayor: Toni Turk  
City Councilmember: Erik Grover

Others Present: Tim Riffey, Roylen Griffen, Barbara Tate, Eugene Meyer, Neil Joslin, Sandra Asbury, Kent Tibbitts

1. Prayer/Thought - The prayer/thought was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to accept the minutes of the September 12, 2006 meeting and financial disbursements with the following changes: #3 -Councilmember Laws did not make the motion, #7 -Mayor Turk agreed to make the report more readable, and #11 - "Also" should not be capitalized. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

4. Mayor Pro-Temp Laws excused Mayor Turk.
5. Roylen Griffen requested a water connection at his property on 686 N Grayson Pkwy. Mr. Griffen would like to hook to the City line across the highway from his property, running the line through an existing culvert under the highway. Mr. Ekker suggested that Mr. Griffen be responsible for maintenance up to the main line. Councilmember Bayles asked that this item be put on the next agenda for discussion and possible action. Mr. Griffen will speak to UDOT concerning this issue.

Mr. Eugene Meyer asked for a water connection to a property which he is going to split from his current property at 50 N Blue Mt Rd. He will be making a "flag pole lot" which will be East of his current home and he would like to hook on to the 12" line across the street on Blue Mt. Rd. Mr. Ekker is concerned that this is allowing County citizens that do not pay City taxes to have services under less restrictions than City taxpayers. Councilmember Bayles asked that this be put on the next agenda under his name for further discussion and possible action.

7. Mrs. Sandra Asbury with Transitions explained that they are in the process of building a historic boardwalk north of town. They are in the process of moving 4 cabins from the Dude Ranch to this area. She explained that they have found a grant to help with this process, but they need a partner to help facilitate the grant. Mrs. Asbury explained that the money from the grant would be funneled through the City to Transitions. She stated that the County has offered some assistance such as free building permits and free pilot cars. Mayor Pro-Temp Laws asked that this be put under his name on the next agenda for discussion and possible action.

8. Mr. Webb gave a presentation to show what the Christmas Committee has decided. They have chosen to purchase banners that are just seasonal, but do not say anything specific so they can be left up through March. They have also chosen banner enhancers which will have lights and a lighted star over each banner and banner enhancer. Councilmember Bayles moved to add \$5,000 more to the Christmas light budget to come out of the electric system or council discretionary money. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Councilmember Johnson stated that he feels as he did at budget time, that \$25,000 in one year is excessive and he feels that the committee needs to stay within the budget given them. Councilmember Pemberton stated that the first thing he was asked when he was elected was if anything was going to be done about Christmas decorations. Mayor Pro-Temp Laws, hearing no further discussion, called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

Councilmember Johnson

Those absent

Councilmember Grover

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

9. Councilmember Pemberton asked Mr. Webb to report on the League meetings which he, Mr. Hosler and Ms. Turk had just attended. Mr. Webb explained that the training was valuable and that there was a class held on the solicitation ordinance that was quite informative.

10. Mr. Webb explained that he has drafted a contract with Transitions for the old police building. He further explained that Mr. Tim Riffey has contacted him about the building to set up a business and he is willing to rent the building from the City. Mrs. Asbury with Transitions stated that they would be willing to withdraw their proposal and allow Mr. Riffey to set up his business in this building. Council gave Mr. Webb consent to draft an agreement with Mr. Riffey.

11. Councilmember Johnson moved to transfer 9 feet of City property on 800 North to Tate Holliday. This will assist in adjusting the existing problem with the boundary survey. The boundary problem exists from Tate Holliday's lot on the South to Chris Webb's property on the North. This transfer of land is contingent upon each property owner from Tate Holliday to Chris Webb transferring 9 feet on their north property line upon receiving 9 feet on their south property line. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover

constituting all members thereof, Mayor Pro-Temp declared the motion carried.

12. Mr. Webb explained that Mayor Turk asked him to bring up the issue of storage container approval. He stated that there are no restrictions on these units, other than having to purchase a building permit. Council felt that if building permits are being purchased that is really all that needs to happen. Mayor Turk was concerned with whether or not they should have to be painted. Councilmembers did not think so.
13. Mr. Webb began a discussion regarding the solicitation ordinance. This came up because several cities were sued by Kirby Vacuums because their laws did not allow door to door solicitations. Some Council felt that the proposed ordinance goes a little too far. Council asked that staff make recommendations for changes on the ordinance and bring back to Council at a later time.
14. Mr. Webb explained that the Grayson Country Quilters would like to hold an annual quilting event and are asking for some financial help. It was decided to send them to Mr. DeLorme with the County and then ask them to come back to the City if they need further help.
15. Mr. Webb explained that the Kigalia Fine Arts Council is asking the City to purchase a sponsorship for \$60. This helps them to bring in acts to the City. Advise and consent was given to purchase this sponsorship and take it out of City Manager discretionary money.
16. Mr. Webb explained that Connected Technologies would like permission to take out what they currently have on their Center Street property and do something that is a little easier to maintain. Council suggested that Connected Technologies bring back a proposal and may be able to use participation funds to purchase the concrete and Connected Technologies would pay for the contractor.
17. Mr. Webb explained that UNHS is pursuing a 24 hour urgent care facility and he feels appreciation on behalf of the community is important. There are petitions supporting the actions of this council as well as in support of the Blue Mt. Medical Hospital. Mr. Webb encouraged all Council to sign these petitions.
18. Councilmember Johnson complained about the early hours of the street sweeper and asked that something be done. Mr Webb explained that he's been asked not to start any earlier than 6:00 a.m. Councilmember Johnson felt that 7:00 a.m. would be more appropriate. Other Councilmembers felt that 6:00 a.m. was alright.
19. Councilmember Laws asked why the City of Blanding sweep Main Street in Blanding and the State sweeps Main Street in Monticello. Mr. Webb explained that the State also sweeps Main Street in Blanding, our sweeper just goes over it again.
20. Councilmember Laws asked why the State took all the passing lanes going South from Devils Canyon to Recapture out. Mr. Neils Joslin stated that he was told it was a mistake and it would be fixed. Councilmember Laws asked that Mr. Webb follow up with UDOT.

Councilmember Bayles moved to adjourn the meeting. Councilmember Pemberton seconded the motion. Mayor Pro-Temp repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Laws  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

Meeting adjourned at 8:47 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
September 12, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Clerk: Amee Sorenson  
General Services Director: Jeff Black  
City Engineer: Terry Ekker

Others Present: Diane Bradford, Mike Halliday, Lynn Stevens, Donna Singer, Neil Joslin, Mike Bradford, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Mayor Turk.

2. The Pledge of Allegiance was recited.

3. Councilmember Johnson moved to accept the minutes of the August 22, 2006 meeting and financial disbursements with the following changes: #3 -Councilmember Johnson did not make the motion, #4 - should read "that *they would sign it*". Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk explained regarding the discussion at the last meeting that once an issue has been discussed in Council meeting unless a Councilmember chooses to bring it back, it is finished. The City administration can introduce an item with the Mayor's approval. If two Councilmembers want an item on the agenda then it will be there. Mayor Turk stated further that if any Councilmember asks for an item to be on the agenda, it will be there.

Commissioner Lynn Stevens and Donna Singer both reported on the status of the Blue Mountain Hospital.

Councilmember Johnson moved to accept Resolution 2006-6 Blanding Healthcare Resolution. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried. See page 3. Mayor Turk then presented Commissioner Stevens with a certificate of appreciation for the work he's done regarding the healthcare issue.

6. Mr. Jeff Black presented the August 2006 Natural Gas and Water Reports and there was no further discussion.

7. Chief Halliday presented the August 2006 Police Report. Mayor Turk agreed to make the report more readable.

8. Councilmember Laws moved to approve the newsletter with some wording changes and a second review before distribution. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

9. Councilmember Pemberton moved to award the bid for the construction of two vaulted restrooms to Restroom Solutions, Inc. For \$23,900. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Grover asked about whether or not this should be given to a local contractor. Mr. Ekker made him aware that the local contractors bid was considerably higher. Councilmember Pemberton asked how close this was to the original engineer's estimate. Mr. Ekker stated that it was higher, but the estimate was done a year ago and most of the difference was freight costs. Hearing nothing further, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.



**Councilmember Bayles moved to accept Pioneer Estate subdivision Plat B amendment #1.**

**Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

11. A discussion regarding Transitions leasing the old Police building began. Councilmember Laws felt that Transitions should insure the building. Councilmember Johnson stated that there should be some kind of rent on the building. Council also felt that there should be a contract. Councilmember Laws asked that this be brought back to the agenda for the next meeting under his name.

12. Mr. Taylor Lyman at Connected Technologies discussed the issue of making changes to his Center Street front property. He would like to take out the evergreens. He asked the City to help with the improvements. Council asked that Mr. Hosler research this further and that this be brought back to the next meeting for discussion.

13. Mr. Ekker explained that a tentative date of October 14, 2006 has been scheduled as a City clean up Day. The National Guard will be available to help at this time. Council decided that this will be a free dump day at the transfer station. Hopefully, this will scale back the spring clean up efforts. Councilmember Bayles feels that the City needs to send letters to those that have expired registrations on vehicles on the streets. Mayor Turk would like a letter of appreciation to the National Guard for their help in this effort.

14. Mr. Ekker presented a sample Door to Door ordinance. Utah Local Governments trust feels like cities have some exposure in this area because we have an ordinance restricting door to door salesman. The Trust has recommended we have an ordinance adopted by October 15, 2006. Councilmember Laws asked that this issue be brought back at a later date for discussion.

15. Mayor Turk discussed the finding of the auditors of a natural gas billing error of 8 customers billed at out of city limits rates which is 10% higher. Councilmember Laws stated that this is a matter of integrity and all Council agreed that these monies should be refunded.

16. Mr. Ekker discussed a property issue on 800 North. He requested that the Council deed 9 feet to Tate Holliday as was done at an earlier time with Gibbons' property, to make these properties standard size. Mr. Holliday will then transfer this 9 feet to the property owner next to him and it will continue to the road. Councilmember Laws asked that this be brought back on the next agenda for discussion and action.

17. Councilmember Bayles moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk treated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

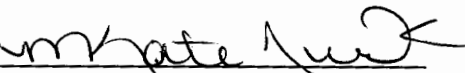
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:15 p.m.

By

  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
August 22, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
Water Superintendent: Danny Fleming

Others Present: Terri Laws, Clay Conway, Norm Karlson

Prayer/Thought - The prayer/thought was offered by Councilmember Laws.

2. The Pledge of Allegiance was recited.

3. Councilmember Johnson moved to accept the minutes of the August 8, 2006 meeting and financial disbursements with the following changes: #3 - "whereas the city has culinary water there will be no swimming or motorized craft, #11 - Councilmember Laws wants to add that the number one goal of this project is to find the source of 900 gallons a minute before we move onto part 2 of the project, #19 - Councilmembers Laws and Pemberton were not absent and voted in favor of the motion. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton  
Councilmember Laws

Abstained

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Councilmember Laws asked Mr. Webb where he had gotten on the DWR agreement. Mr. Webb explained that DWR stated if the City sent them a letter that they would sign it stating that was both the Cities and DWR's understanding of agreement. The letter has been sent, but it has not yet been signed.

5. Mayor Turk explained that the audit has been completed and the only problem they found was that there was too much money in the general fund.

Mr. Clay Conway with Gaeorama and Mr. Norm Karlson with Zonge Engineering discussed the deep well project with Mayor and Council extensively. A public meeting was set for August 31 at 7:00 p.m. for those land owners who may be affected to come and be educated on the project.

7. Councilmember Laws commended staff, namely Jeff Black, Terry Ekker and Chris Webb for the work they've done with LeGrande Johnson Construction. He explained that Mr. Steve Petersen has nothing but good things to say about the City staff and how great they are to work with.

8. Councilmember Laws asked where things were on the Main Street cleanup efforts. Mr. Webb explained that he sent out a second round of letters. He has found a couple of people who are willing to do the lots that need done by hand. Mr. Webb explained that some property owners have cleaned up and re-cleaned up. Councilmember Laws asked if there has been any negative response and Mr. Webb stated that there has been.

9. Mr. Webb explained the minor single lot authority resolution to Mayor and Council. This resolution would give Mr. Hosler the authority to approve a single lot subdivision without having to go before the Planning Commission. Because the Planning Commission only meets on a monthly basis, some property owners are having to wait quite a while before having their projects approved. Councilmember Laws asked why would the Council give one employee the final approval rather than having the Council approve it. Mr. Webb explained that the Council does not give final approval on a single lot subdivision as it now reads, the Planning Commission does. Mr. Hosler explained that a single lot subdivision has to meet all requirements before it can be approved whether by him or by Planning Commission. Councilmember Bayles asked what prompted this to be brought forward. Mr. Webb explained that a property owner came in asking for a building permit and y had to wait 30 days for the Planning Commission to meet. Mr. Hosler explained that he was not requesting this authority. There was no action on the item. Councilmember Laws stated that if no member of the Council asked for it to be returned then it was dead. Mr. Webb stated that he thought he had the authority to bring back an item as an action item. Councilmember Laws disagreed stating that by doing nothing the Council had acted. Mayor Turk stated that the final authority for setting the agenda was his.

10. Mr. Jeff Black, General Services Director, explained to Mayor and Council that to repair the 8" mountain water line it has taken one employee over 4 weeks time. He has spent \$6,000 - \$7,000 just on clamps and he stated that it will probably happen again next winter. Mr. Webb stated that this line needs to be put on the capital improvements list for replacement. Mr. Black stated that he wanted Mayor and Council to be aware so when no one has water next April they will know why.

11. Mr. Bret Hosler, Community Development Director, discussed the possibility of limiting the number of residential building units to 50 units per year to allow the infrastructure and the staff to be able to handle the new growth. Mayor Turk stated that the City wants to grow for family sustaining jobs and shouldn't the City be chasing the infrastructure to keep up with the growth if substantial growth occurs. Mr. Webb stated that he feels it's too early to make this type of a decision. Councilmember Laws stated that the City is still and always has been limited by the source of water. Mr. Black explained that if a 25 unit apartment building is built and someone pulls a permit to build another 25 unit apartment, then the building is completed for that year. No further action was taken on this discussion.

12. Councilmember Grover wanted a discussion regarding the possibility of getting an Emergency Room back in ynding put on the next agenda. He would like to discuss what the council is interested in supporting.

13. Councilmember Pemberton asked if the City has any liability by not having the agreement with the Farmers Market signed. Mr. Webb stated that the City does have liability because in that agreement there was a clause where the Farmers Market agreed to indemnify the City of liability.

14. Councilmember Bayles moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

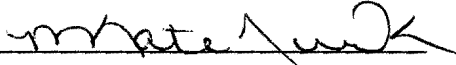
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:10 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
August 8, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
City Engineer: Terry Ekker

Others Present: Kendall Laws, Eugene Meyer, Neil Joslin

1. Prayer/Thought - The prayer/thought was offered by Terry Ekker.

2. The Pledge of Allegiance was recited.

3. **Councilmember Johnson moved to accept the minutes of the July 25, 2006 meeting and financial disbursements with the following changes: #13 - Councilmember Grover made the motion, #11 - Councilmember Laws wants to add a "whereas the city has culinary water there will be no swimming or motorized craft", Mr. Webb will find out what he needs to do to make the change. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>
<b>Those abstaining</b>	<b>Councilmember Laws</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Jeff Black, General Services Director, presented the July 2006 water and natural gas reports. Councilmember Laws asked why there was 40 acre feet of water left in Starvation when it was drained. Mr. Black stated that it was drained to the grate. Mr. Webb explained that the high school has partially converted to natural gas.

5. Mayor Turk presented the July 2006 police report. There is now a profile of 3 years on the report. He noted that officers have increased their activity this month in the area of traffic violation enforcement.

6. Mr. Webb explained that in the August CIB meeting the requested \$450,000 was funded for the deep well project.

Mr. Webb presented the July 2006 Fire Department Report.

8. Councilmember Bayles began a discussion regarding the Farmers Market. He explained that the reason an agreement has not been signed is because of the location. He proposed an amendment to the contract to allow them to stay where they are currently. Mr. Webb explained that he was there on Saturday and he doesn't see that as a problem, but he would like to see it done on a trial basis for now. He further stated that 90% of the time he was there people were parked in the curve area and if a big bus comes through there they will not be able to get around that area. He explained that he asked people to move and they were not willing to do so. Mr. Meyer asked that this portion be painted red and if people are still parking there that those from the Farmers Market will ask them to move. **Councilmember Bayles moved to change the contract to set up on the side and in the back of the visitors center. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton stated the it should first and foremost area should be for the visitors center guests and he feels the Farmers Market must set up in the back. Councilmember Johnson feels it should be left open ended in case it needs to be changed. Councilmember Grover agreed. Mayor Turk then called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Laws</b>
<b>Those voting 'NAY'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Pemberton</b>

**constituting all members thereof, Mayor Turk declared the motion defeated. Councilmember Johnson then moved that it be added to the contract that the City reserves the right to change it if a problem arises. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
<b>Those voting 'NAY'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

**constituting all members thereof, Mayor Turk declared the motion defeated. Councilmember Pemberton then moved for the Farmers Market to stay in the back. The motion died for lack of a second. Mayor Turk then stated that we will continue as is with the Farmers Market since no further decision was made.**

9. Advise and consent was given to seat David Laws on the Recreation Board. Councilmember Johnson asked that letters be sent to the others that applied and the member that resigned.

10. Advise and consent was given to seat Stacey Wojcik on the Christmas Committee.

11. **Councilmember Pemberton moved to accept the deep well contract with Georama. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson suggested it might be wise to wait until the next meeting to enter into this agreement. Mr. Ekker explained that they have reviewed everything. The rates are in line and for the most part their schedule is reasonable. Councilmember Laws has a concern because last time we worked with Georama we had a hard time getting the project finished. He also wants it understood that the number one goal of this project is to find the source of 900 gallons a minute before we move onto part two of the project. Mayor Turk then called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. **Councilmember Bayles moved to accept Aces & Eights bid for the following portions of the Main Street Beautification Project: \$35,572.30 - Mel's Video, Canyonlands Tire, Diamond C, Transitions, Wells Fargo, Cliff Palace, RUCD, Richards Perkins north of the Visitors Center. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

13. Councilmember Laws asked why the follow up has not been done on the Main Street Clean Up letters that had been sent out. Mr. Webb explained that some of the properties have been cleaned up and billed to the property owner. There are three areas that need to be done by hand and we are working on getting someone to do that work. Councilmember Laws told Mr. Webb to figure out how to get it done and get it done. We started something we need to finish it.

14. Councilmember Laws suggested that someone design a Blanding t-shirt to sell at the visitors center. Advise and consent was given on this issue and Mr. Webb was asked to bring some designs for Council to consider.

15. Mr. Webb explained that the San Juan Safari and the LAGBRAU both begin on September 16. He asked to have the LAGBRAU taken care of at the Visitors Center and let the Safari continue to be at Centennial Park. Advise and consent was given to allow the LAGBRAU to use the Visitors Center.

16. **Councilmember Bayles moved to retire to executive session. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**



17. Mayor and Council retired to executive session at 8:45 p.m.

18. Mayor and Council returned from executive session at 9:20 p.m.

19. **Councilmember Bayles moved to adjourn. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

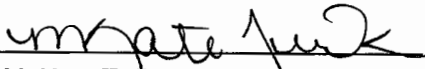
**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:20 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
July 25, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
City Manager: Chris Webb  
City Clerk: Amee Sorenson  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws  
Randy Pemberton

Others Present: Gayle Marian,

1. Prayer/Thought - The prayer/thought was offered by Amee Sorenson.

2. The Pledge of Allegiance was recited.

3. Councilmember Johnson moved to accept the minutes of the July 11, 2006 meeting and financial disbursements. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
Those absent	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mrs. Gayle Marian addressed Council regarding the Farmers Market. She read a letter to the Council thanking them for the use of the Visitors Center Property. The letter stated that this market is beneficial to both the citizens and visitors. They do not feel that congestion is a problem at this time. Mrs. Marian asked that the Market be allowed to continue setting up on the side up front. Mayor Turk stated that this will be taken under advisement at the next council meeting and that they may continue as is for the time being. Mr. Webb stated that an agreement needs to be signed and if current agreement is not correct, a new one needs to be drafted. Councilmember Bayles asked that this item be placed on the next agenda for action.

Mr. Webb reported that Ameer Sorenson has begun working part time as the City Clerk. She will begin full time on August 8, 2006.

6. Mr. Hosler updated Mayor and Council on the Pioneer Estates Subdivision which is being proposed. The housing authority was given permission to divide three lots into four. Councilmember Johnson stated that he has been made aware that the funding has not come through for this project and if it does not happen he would like to see the lots go back to as they were before. Mr. Webb stated that the last update he had from 2 weeks ago is that they've worked out a deal to use the prison inmate company to do a portion of the work. Mayor Turk was given advise and consent to sign off on this subdivision if it does proceed.

7. **Councilmember Bayles moved to adopt the Ordinance 2006-1 Changes to Blanding City Subdivision Ordinance. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
<b>Those absent</b>	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

8. Mr. Webb began a discussion regarding the sprinkler system at the Walter C. Lyman Park. The only bid received was from Desert Rain Plumbing. **Councilmember Johnson moved to accept the bid of \$12,980 of Desert Rain Plumbing for the sprinkler system at Walter C. Lyman Park. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
<b>Those absent</b>	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. Advise and consent was given for Mayor Turk to appoint Barbara Tate, Suzie Bayles, Anne Bayles and Kent Tibbetts to the Christmas Committee.

10. Mr. Webb asked for direction on exactly what Council wanted regarding insurance for personnel and salary surveys, etc. Mayor Turk would like the city staff surveyed regarding whether they would like to opt out of insurance or not. Councilmember Johnson felt like the issue was more the insurance and benefit package before the step and grade salary range. Mayor Turk felt like the Council was looking at keeping the total benefit package in a predictable manageable amount. Councilmember Johnson would also like to look at the employee participation. Mr. Webb explained that he has created a spreadsheet with similarly populated cities questioning salaries, benefits, etc. Mayor Turk asked Mr. Webb to contact Councilmembers Laws and Pemberton to find out how they feel on the issue.

11. Mr. Webb explained that the DWR grant has been approved. He explained at this time the boat ramp is part of the project and if the City does not want the boat ramp then the grant money needs to be returned. Councilmember Grover asked how much the reservoir will have to be drained to build the ramp. Councilmember Laws asked that a whereas be added that where the City has culinary water there will be no swimming or motorized craft. Mr. Webb explained that the ramp will be built when the water goes down, it will not be drained. Approval was given for the Mayor to sign the grant agreement and proceed with the project.

12. Mr. Webb explained that a farewell reception will be held for Patti Bartlett tomorrow, July 26 from 4:00 p.m. - 5:30 p.m. in the Council chambers.

13. **Councilmember Laws moved to retire to executive session regarding legal matters. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
<b>Those absent</b>	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

14. Mayor and Council retired to executive session at 7:42 p.m.

15. Mayor and Council returned from executive session at 8:28 p.m.

16. **Councilmember Grover moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
<b>Those absent</b>	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:29 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
July 11, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
Police Chief: Mike Halliday

Absent:

City Councilmember: Brian Bayles

Others Present: Cal Dean Black, Clayton Long, Terri Laws, Dan Hurst, Bob Hosler

Prayer/Thought - The prayer/thought was offered by Kate Turk.

2. The Pledge of Allegiance was recited.

3. Councilmember Grover moved to accept the minutes of the June 13, 2006 meeting and financial disbursements with the following changes:

- A. #15 - Councilmember Pemberton moved to go into public hearing with Councilmember Johnson as second and voting unanimous.
- B. #16 - Councilmember Johnson moved to accept the 2006/2007 budget with Councilmember Pemberton seconding the motion and motion defeated.
- C. #17 - Mayor Turk asked staff to pursue contacting Mike Dmitrich and Brad King to sponsor a bill.
- D. #18 - Councilmember Pemberton asked that the "thank you" letters be sent.

Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.

Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Councilmember Laws stated that the tree that was causing a visual problem on the corner of 300 West and Center had been taken care of. Mayor Turk stated that it still needed to be trimmed on the lower portion. Other letters are in the process of being sent to those who have trees in need of trimming for safety concerns.

5 Mr. Clayton Long with Nations of the Native West gave Mayor and Council an update. He stated that they are now officially leasing the land that used to be Nations of the Four Corners. He explained that their group would be setting up recycling bins around the city to collect aluminum cans for a fund raiser. Mr. Long stated that the grant they had applied for did not come through and they would know in November whether they had funding for an entertainment center. He further explained that they are working with the College of Eastern Utah to help them develop their performing arts group. The Nations of the Native West will be having a monthly cultural activity. The first one will be held on July 13, 2006 and it will be a Navajo Camp.

6 Mr. Webb, City Administrator, presented the May 2006 natural gas report and water reports. Councilmember Laws stated that Mr. Fleming will start the process of transferring the water in Starvation Reservoir to the 3<sup>rd</sup> and 4<sup>th</sup> Reservoirs sometime this week.

7 Chief Halliday asked for questions on the June 2006 police report and officer activity reports. He explained that the report they are using at this time is a highway patrol program generated report and it is more specifically geared to their jobs rather than the city officers. Mayor Turk asked if this program is useful at all to the city officers. Chief Halliday explained that it is used for accident reports and citations. Councilmember Grover asked how the officers log their hours and how does he keep track of what they are doing. Chief Halliday stated that he's never had any reason to not trust that the officers are doing their jobs. He further explained that it was his understanding that the city officers were going to be able to access the state records sooner than it is actually going to happen. This all hinges on the sheriff's office getting their computers up and working.

8 Councilmember Johnson moved to go into public hearing regarding the subdivision ordinance changes. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

9 The public hearing regarding the subdivision ordinance opened at 7:30 p.m. Mr. Webb explained that there have been state laws adopted that have required the City to make changes to this ordinance as to the definition and the requirements that must be met to have a subdivision approved. There is also a proposal of a minor subdivision category which would take lots less than 3 and relax the requirements and allow some participation by the City. There was no public comment.

10. Councilmember Laws moved to go out of public hearing regarding the subdivision ordinance changes. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those absent

Councilmember Bayles

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

11. The discussion with Chief Halliday continued. Chief Halliday stated that the illegal aliens have now changed the times they are coming through the City because of the officers enforcement. The traffic used to be quite heavy between 12:00 a.m. and 3:00 a.m. They are now coming through more often between 5:00 a.m. and 8:00 a.m. Councilmember Laws stated that he would like to see a report that is broken down better than the one presented and asked Chief Halliday to research other possible software programs.

12. Mr. Webb presented the June 2006 Fire Department Report.

13. Mr. Webb explained that the radios for the city fire department and the city public works department have now been split. The repeater and antennas have been installed. There is a need to purchase a few more radios and the police department's radios have not been programmed to include the public works channel as yet.

14. Mr. Webb updated Mayor and Council on the deep well funding. He explained that the City received the last piece of funding for this project as of last week. He explained that he requested that the Community Impact Board increase their grant from \$375,000 to \$450,000 and they approved that request.

15. Councilmember Grover thanked the city staff for help with the 4<sup>th</sup> of July celebration.

16. Councilmember Laws stated that the 15 day time period for those who received the clean up letters is fast approaching. Mr. Webb explained that several have complied and for those that haven't he will be making arrangements to have this done and bill those property owners for the work. Councilmember Laws requested that thank you letters be written to those who complied and that the cleaning up of the properties and the billing to owners be done right away.

17. Councilmember Laws asked Mr. Ekker what stage the 650 West 500 South project is in right now. Mr. Ekker explained that he is in the design stage of the project at this time. He explained that the concrete work and dirt work can be done this year but he doesn't believe asphalt will be available for that part of the project. Councilmember Laws stated that he went to the transportation District and got that money for this project because the City was ready to move on it and now it is 9 months later and it has not happened. He stated that it's going to be a slap in the face to the district and he wants it to go out to bid as soon as possible. Mr. Webb explained that the staff has not just been sitting on this project. The utility extension project had to be completed first. Councilmember Laws stated that he would like to see the City expedite the engineering on this project.

18. Mayor Turk presented the names of Corine Roring, Bob McPherson, Phil Lyman, Harold Lyman and Ada Rigby to serve on the Blanding Historical Preservation Committee. Advise and consent was given to appoint these people to this committee. The council asked that these names be given to them in advance in the future, as that has been the policy they have been following.

Councilmember Pemberton moved to award the bid for the maintenance shed at Centennial Park to Aces and Eights Construction for the amount of \$49,132. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Laws
	Councilmember Pemberton
Those abstaining	Councilmember Johnson
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

20. Mr. Webb began a discussion regarding the engineering of the deep well project. He explained that he, Mr. Ekker and Mr. Fleming had reviewed the proposals separately and ranked them and when they got together they all felt the same way. They would like to recommend the Georama team for the engineering of this project. Councilmember Laws moved to allow Mr. Webb to move into cost negotiations with Georama on the engineering of the deep well project. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson questioned whether there would be issues with the sub-contractors that Georama will be using and liability. Mr. Webb explained that the City would be entering into one contract with Georama only. Mr. Ekker explained that the negotiations with Georama will be for consulting fees on this project which is approximately 10% of the total. The drilling of the test holes, drilling the actual well and the contracting to install transmission lines will still go out to bid at a later date. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried. Councilmember Laws stated that the City has a water filing to get 900 gallons a minute. He explained that the bottom line is the finding the resource is more important than completing the project.

21. Mr. Webb reminded Mayor and Council of the codification work session on July 18 at 6:30 p.m.

22. Mr. Webb explained that the city clerk position has been advertised and have several competent applicants. He requested that he, Kate Turk, Terry Ekker and Bret Hosler be allowed to conduct the interviews and come to the work session with a recommendation. Council approved this action.

23. Councilmember Laws explained that the Farmers Market needs to be reminded that the motion allowing them to use Pioneer Park for the market stated that they would set up in the back parking lot behind the visitors center. He stated that those using the park, built and paid to maintain the visitors center and they should be allowed to use the facilities.



24. Councilmember Laws moved to retire to executive session regarding legal matters. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

25. Mayor and Council retired to executive session at 8:25 p.m.

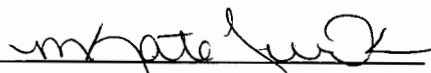
26. Mayor and Council returned from executive session at 9:07 p.m.

27. Councilmember Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those absent	Councilmember Bayles
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:07 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
June 13, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
General Services Director: Jeff Black

Others Present: Phil Lyman

1. Prayer/Thought - The prayer/thought was offered by Randy Pemberton.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to accept the minutes of the May 23, 2006 meeting and financial disbursements. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember Grover</b>
	<b>Councilmember Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**
4. Mr. Webb made the Mayor and Council aware that the Farmers Market group does not want to sign the proposed agreement and are continuing to use the facilities without an agreement signed. The biggest concern is that they want to set up in the front area. This issue was asked to be put on the next agenda for discussion.
5. Mr. Phil Lyman, President of the Blanding Rotary Club, discussed the conceptual ideas for the Triangle Park. They would like to build a water feature consisting of 3 big boulders and the water coming off of that. Councilmember Laws questioned the safety of where this fountain is located regarding vision for driving. Mr. Lyman stated they would look into that. He further stated they would like to put three big pillars standing behind the water feature. Council felt alright with this project with the idea that the Rotary Club will check into the safety issue.

Mr. Jeff Black, General Services Director, presented the May 2006 natural gas report. There was no further discussion.

7. Mr. Black presented the May 2006 water report with no further discussion.

8. Mayor Turk presented the May 2006 Police Department report.

9. Mr. Webb presented the May 2006 Fire Department report.

10. Mr. Bret Hosler, City Planner, explained that he has had discussion with Frontier Communications and they will be printing specific covers for specific areas for the 2007 phone book. There will be a cover that specifically shows Blanding on the cover. Mayor Turk thanked Mr. Hosler for his work.

11. **Councilmember Pemberton moved to send the subdivision ordinance changes to public hearing with a change to #33 e - and City Council (added to the end of the sentence). Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. A discussion regarding Ordinance 2006-6. It was asked whether Planning and Zoning had discussed this and Councilmember Pemberton stated that they had. Councilmember Johnson stated that he would like to discuss the issue with the P&Z Commission.

13. **Councilmember Laws moved to adopt Resolution 2006-5 Adopting the Certified Tax Rate. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

14. Councilmember Laws moved to adopt Resolution 2006-4 Opening/Adjusting FYE 06 Budget.

Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried. (See copy on page 4)

15. Councilmember Pemberton moved to go into public hearing for the proposed 2006/2007 budget.

Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.

Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

After returning to regular session with no public comment on the budget, Councilmember Johnson moved to accept the 2006/2007 Budget as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Bayles stated that he has been debating this issue and that it's been the hardest decision he's had to make since being on the Council. His concern is with the COLA. He stated that he represents the citizens of the community and the general public have a hard time with the employees receiving a COLA and paying 100% insurance. He further stated that he respects the city staff and that they work hard. Councilmember Laws stated that he has a hard time with the health care package. This has nothing to do with whether the City has good employees. Very few in the community have 100% insurance paid for. He feels that citizens need to be equally represented. Councilmember Laws stated that if this current budget passes he will be extremely disappointed that Council would allow this to happen when they are following exactly what the employees asked for. Councilmember Johnson stated that he doesn't believe that they did follow exactly what the employees asked for. They asked for merit increases and 3.6 COLA. We took most of that out. Councilmember Johnson stated that they had decided to go with the 100% insurance, 2% COLA and look into salary ranges and descriptions and would make changes by the next budget year. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Johnson
	Councilmember Pemberton
Those voting 'NAY'	Councilmember Bayles
	Councilmember Grover
	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion defeated. Mr. Webb then stated that the City has been paying for that benefit package as part of the employee compensation for over 20 years. Mayor Turk talked about the way this is handled with the School District. Councilmember Laws stated that realistically every employee has received a 16% raise. He further stated that we are not wanting to make it hard to work for the City, but for uneducated positions, it's a pretty high paying job. Councilmember Laws then moved to accept the 2006/2007 budget with the

understanding that the benefit package will be discussed, negotiated and come to terms with for the next budget year and this will take place in the next six months. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried. Councilmember Bayles wanted it made known that he does not agree with the 2%COLA.

17. Councilmember Pemberton feels that the City should move to step and grade and do away with merit increases. He does not like the process and it doesn't seem to be a true merit. Step & Grade would alleviate that. We need to take the time to put the existing salaries into the step and grade, without dropping anyone's salaries. Councilmember Pemberton stated that the step and grade system would be position based rather than person based. Councilmember Johnson feels that we need to look at personnel and what position they're in. Some employees are overpaid where others are underpaid. Councilmember Laws stated that they will have to be willing to look at raises if we find that people are underpaid for their position. Advise and consent was given to move forward on this.

18. Mr. Hosler discussed the land use management act ordinance. The State of Utah is putting a lot of pressure on communities to adopt this act. This act states that whatever you do in relation to land use, the City must be following policy. The other thing the City needs to get on the books is electronic meeting ordinance. This allows a member not present to vote over the phone. Mr. Hosler stated that the City has to put in place a taking ordinance. Mayor Turk asked that the City pursue with Mike Dmitrich and Brad King to get them to sponsor a bill to eliminate those 4 or 5 requirements to cities under 10,000.

19. Councilmember Bayles discussed the commercial property clean up list. He felt like the letter that was going to be sent to these property owners did not discuss loitering. They would like the "needed professional" portion changed to "professional." They asked for a step by step list of what the consequences would be for not following Council's direction. Councilmember Pemberton asked that a "thank you" letter be sent to those who come into compliance.

20. Councilmember Grover stated that he is still in need of help with the kids games for the 4<sup>th</sup> of July Celebration. There were suggestions given of Eagle Air, Craig Stanley or CEU.

21. Mr. Webb presented a picture of the proposed town clock. This clock would cost \$14,495. Councilmembers Bayles and Pemberton talked of rocking the base. Advise and consent was given to order the green clock.

22. Councilmember Johnson asked where the City was on the safety nets and shades for the Centennial Fourplex. Mr. Webb stated that he is working on this. Councilmember Johnson would like this done before the Philly State Tournament on July 12.

Councilmember Laws brought up the issue of safety at intersections. He stated that on 300 West and Center there is a tree that needs to be trimmed at the home of Randee Bayles. He asked that a friendly letter be sent asking him to take care of this safety issue. He also stated that there are others all around the City that need to be looked at and taken care of.

24. Councilmember Pemberton commended the City Staff on their work during the violent wind storm that swept through our portion of the county and did quite a bit of damage.

25. Mr. Webb began a discussion regarding the card reader at the airport. The new quote from Fuel Masters is coming in at \$21,800. This project has already been awarded to Northern Electric. Councilmember Johnson stated that Mr. Hunt at the airport is very excited and feels this will benefit the airport operations considerably. San Juan County will pay one-half of the cost. Advise and consent was given to proceed.

26. Councilmember Pemberton asked Officer Cal Dean Black if any citations have been written at the skatepark and Officer Black stated that there had not.

27. Councilmember Bayles moved to adjourn. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

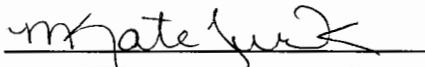
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:58 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 23, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Clerk: Patricia Bartlett  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Others Present: Terry Laws, Jackie Brown, Kevin Webb, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Toni Turk.

2. The Pledge of Allegiance was recited.

3. **Councilmember Bayles moved to accept the minutes of the May 9, 2006 meeting and financial disbursements with a correction to #19 of the second withdrawn by Councilmember Johnson instead of Laws. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Bret Hosler talked about the new phone book with a cover that calls it Moab Phone Book. He will pursue getting the phone company's attention to add Blanding to this cover.

5. Mr. Webb asked for Council's blessing to hire Norma Madden at the Visitors Center to replace Mikki Palmer. He explained that she had been interviewed by Harold Lyman, Lynne Shumway, and himself. Council approved the replacement with the request that they be notified in advance of the hiring of part time employees.

6. **Councilmember Bayles moved to donate free family swim passes to Blanding community's foster care families for the period in which they have foster children in their home. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Bayles stated that this would include only families in the City's service area. If a family has already purchased a pass and a foster child comes to their home after this time, they will be reimbursed for the remainder of the season. Mayor Turk then called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**Councilmember Grover**

**Those absent**

**Councilmember Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

7. Mr. Webb updated Mayor and Council on Mr. Phil Lyman's beautification project at the Cliff Palace Motel. He explained that as of now Mr. Lyman would be participating under the City's concrete program for the sidewalk portion and that there was no further action needed from Council.

8. Mr. Webb explained that the issue of the Visitors Center gift shop was placed on the agenda by Councilmember Johnson just in case there was further discussion needed on the issue. There was no further discussion and Council determined to leave things as they are.

9. Councilmember Grover began a discussion regarding the skate park. He stated that it needs to be well patrolled. Councilmember Pemberton feels that citations need to be issued and those cited need to be required to appear before the court. This may deter further problems at this facility.

10. Mr. Webb explained that Mr. Craig Halls, City Attorney made him aware that state law forbids limiting the amount of interest an entity may charge their customers under written contracts.

11. Councilmember Laws explained that he does not feel the citizens or the City should be responsible to clean up commercial properties. It should be the individual property owner's responsibility. Mr. Hosler was asked to make a list of those properties in need of clean up and bring it before Council to be approved. Advise and consent was given to draft letters to these property owners stating that if they did not maintain their properties the City would hire someone to do so and charge them for the cost.

12. Mr. Webb made Mayor and Council aware that Lt. Governor Herbert will be in town on June 9 at approximately 9:00 a.m. to discuss city issues. A free breakfast will be held at 7:00 a.m. for the entire community and a reception by invitation only from 5:00 - 7:00 p.m.

13. **Councilmember Grover moved to retire to executive session. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**



Mayor and Council retired to executive session at 7:38 p.m.

15. Mayor and Council returned from executive session at 8:06 p.m.

16. **Councilmember Laws moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

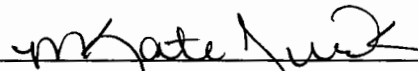
**NONE**

**Those absent**

**Councilmember Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:08 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 9, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Eric Johnson  
Kelly Laws  
Randy Pemberton  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Others Present: Kendall Laws, Dale Gardner, Lonnie Laws, Jeri Winkler, Phil Lyman, Harold Lyman, Eugene Meyer, Stuart Shumway, Neil Joslin, Kevin Webb, Calvin Balch, Sherry Guymon

1. Prayer/Thought - The prayer/thought was offered by Phil Lyman.

The Pledge of Allegiance was recited.

3. **Councilmember Laws moved to accept the minutes of the April 25, 2006 meeting and financial disbursements as presented. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Dale Gardner who resides on Blue Mountain Road outside of city limits, requested that he be allowed to connect his home to the city water system. Mr. Webb explained that Mr. Gardner had already paid the connection fee. Advise and consent was given to allow Mr. Gardner a 3/4" water connection. Mr. Gardner asked if he could receive a refund on the connection fee if they decided not to connect to the city system. Mr. Webb stated that a refund would be given if this occurred.

5. Mr. Phil Lyman addressed Mayor and Council regarding the beautification improvements he would like to make at the Cliff Palace Motel, which he has just recently acquired. He asked for permission to put a small retaining wall using colored cement on the strip in front of the motel and explained a few other of the improvements he would like to make. Mr. Hosler stated that the City has no set policy as to certain things business owners can or cannot do to their property regarding sidewalks, etc. Councilmember Laws stated that since there is no policy, if Mr. Lyman has an idea that is acceptable to the Council, the policy will not have to be overridden to allow these improvements. Councilmember Johnson requested that this item be put on the next agenda for further discussion.

6. Ms. Jeri Winkler with the Utah Foster Care Foundation gave a brief update on the foster care situation. She explained that there are 63 foster children in Grand and San Juan Counties. There are 15 licensed foster homes. One home is in Blanding, two in Monticello, and twelve in Moab. She explained that one of the programs they try to offer to families who take foster children is "Partners in Parenting". Ms. Winkler stated that there are several business in Moab that participate in this program. The bowling alley, city pool, and the Keough hair salon all offer some free services to these families. She asked that the City allow foster families to have free swimming during the summer at the City Pool. Councilmember Bayles requested that this item be on the next agenda for action.
7. Mr. Lonnie Laws addressed Mayor and Council. He explained that he was representing citizens who live along 300 West. Mr. Laws stated that there is a lot of reckless and irresponsible driving that goes on along this street. He requested that this street be posted 25 miles per hour instead of 30 miles per hour. Councilmember Bayles stated that he agreed and felt that the entire residential area should be posted 25 miles per hour.
8. Mr. Stuart Shumway addressed Mayor and Council regarding the draining of Dry Wash and his concern how this will affect the Boy Scout Camp that is held every summer in that area. Councilmember Laws explained that the water in Dry Wash does not belong to the City but to the Blanding Irrigation Company. Therefore, the City has no say in whether this reservoir is drained or not. Mr. Webb stated that the City has always been very scout friendly and the water has been kept there in previous years purposely but there was not enough water to do so this year. Councilmember Laws explained that Blanding Irrigation Company has obligations to their members and they cannot ask the irrigators to shut down their businesses to accommodate the scouts.
9. Mr. Jeff Black, General Services Director, presented the April 2006 Water and Natural Gas Reports.
10. Mayor Turk presented the April 2006 Police Report. Councilmember Grover asked how many warrants had resulted from these citations and how many of those were local residents. Mayor Turk stated that he would question Chief Halliday on those issues.
11. Fire Chief Kent Hawkins presented the March and April 2006 Fire Department Report. He explained that there was quite a bit of training done in these months and that the department was very busy.
12. Mr. Webb explained that the final contracts and approval to release the \$1.32 million funding for the Deep Well Project have been received. The City now has authorization to proceed with this project. Mr. Webb requested permission to proceed with requests for proposal for the deep well engineer. Advise and consent was given by Council for him to do so.
13. Mr. Webb explained that the Community Development Block Grant contracts have been approved. This grant is for Main Street Beautification and improvements at Centennial Park. The improvements at Centennial Park will be \$77,500 and Main Street Beautification will be \$64,700, totaling \$142,200.
14. Councilmember Pemberton asked about the parking lot construction that was happening at the Visitors Center. Mr. Webb explained that a portion of the curb had been torn out and cut back due to the fact that as trucks turned into this area it was a little tight and they were running over the curb and breaking it up. The City is just waiting to finish the asphalt and project will be completed.

Councilmember Laws moved to allow the Farmers Market to operate out of Pioneer Park which would include the back parking lot of the Visitors Center, from 8:00 a.m. to 12:00 p.m. every Saturday during the season. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Mr. Webb explained that the Farmers Market had applied for a business license and he denied it because it was not a legal association and there was no individual to take responsibility. Councilmember Johnson explained that he has an issue with the fact that the vendors operating out of the Farmers Market do not each have to have a business license. Mr. Hosler suggested that the Farmers Market have a yard sale permit like others must who use City Parks to hold such events. Mr. Meyer stated that they would be happy to do so. Councilmember Johnson is concerned that vendors will be allowed to sell whatever they choose, without proper licensing through the City as long as it's approved through the Farmers Market. Mr. Meyer explained that their constitution states very clearly what the vendors are allowed to sell. Councilmember Pemberton suggested the motion be amended to release the City of any liability. Mr. Webb explained that the City can insist the Farmers Market sign a lien waiver releasing the City of liability. Mr. Meyer explained that each vendor will be required to sign such a waiver that also releases the Farmers Market from any liability. Mr. Harold Lyman explained that this event could have a significant impact on the costs at the Visitors Center, such as in restroom supplies, etc. Mr. Webb asked if Centennial Park had been considered and Councilmember Johnson explained there are three weekends during the summer that tournaments are being held there and it would not be available. After hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Laws  
Councilmember Pemberton  
Councilmember Johnson

Those voting 'NAY'

constituting all members thereof, Mayor Turk declared the motion carried. Councilmember Laws suggested that the City ordinance be changed to say that anybody required to have a sales tax license must have a business license. This change would have to go to public hearing before it could be made. Councilmember Laws would like to get this process started. Mr. Webb will come back to Council with this wording.

16. Mr. Terry Ekker, City Engineer, explained that the bid opening for the chip sealcoat had been held this past week. He recommended the bid be awarded to LeGrand Johnson Construction. Councilmember Pemberton moved to award the chip seal project to LeGrand Johnson Construction in the amount of \$52,690.00. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

17. Mr. Ekker explained that the bid opening for the airport chip seal project has also been held. He recommended the bid be awarded to M&M Asphalt in the amount of \$61,730.00. Councilmember Grover stated that he believes M&M Asphalt feel the work to be done is only the runway. Mr. Ekker explained that the request for bid clearly stated that it would be the entire apron, runway, taxiway to crack seal, fog seal and restripe. He further stated the only portion that was not part of this project was the area in front of the hangar that Eagle Air now leases from the City. **Councilmember Johnson moved to award the airport chip seal to M&M Asphalt in the amount of \$61,730.00 with a possibility of a change order to include the area in front of the big hangar. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

18. Mr. Webb explained that the City is participating in an anti-smoking campaign happening at all skateparks across the entire state. The City received banners to hang at the skatepark and by doing this would receive a \$300 grant. These banners have been stolen. Mr. Webb requested that a \$500 reward be issued for the return of these banners. He further stated that the City will be receiving replacement banners and will still receive the \$300 grant. **Councilmember Laws moved that a standard \$500 reward for the arrest and conviction of anyone responsible for theft or vandalism of city property. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

19. **Councilmember Pemberton moved that the proposed sub-division ordinance changes be taken to public hearing. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws stated that everywhere it states "street names", it should be "street numbers". He further feels that this should incorporate wording that all streets run North & South and East & West. Mr. Hosler agreed but stated that is not always possible. Councilmember Laws agrees but feels it should be stated that is the goal of the City. Mr. Hosler explained that this is where the Master Transportation Plan would come into play. He and Mr. Ekker are working on this at this time. Councilmember Pemberton then withdrew his motion and Councilmember Johnson withdrew his second. Mr. Webb asked for direction in the wording of the changes that Council is suggesting. Councilmember Laws stated to change the street names to street numbers and that the street layout program be included.**

20. Councilmember Bayles moved to allow the Blanding Remote Control Fliers to use the City Golf Course to fly their planes. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. It was reminded that Mr. Hosler will mow the area for the RC Fliers. Hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

21. Councilmember Johnson explained that Sumner Patterson, who owns Purple Sage Trading Post, has approached him several times and is extremely concerned about the impact the Visitors Center gift shop is having on his business. He explained that Mr. Patterson had proposed closing the gift shop and renting space to businesses for advertising, but Mr. Patterson contacted him earlier in the day and rescinded his proposal. There was a lengthy discussion regarding how to handle the issue with the Visitors Center. Mr. Webb explained that the City is in the business of providing information and that is what the Visitors Center accomplishes. He further stated the Canyonlands Natural History Association provides the product, access to inventory control, credit card machine and stocking. Harold Lyman explained that not one of the Trading Posts has ever come and asked the Visitors Center staff for anything. The staff has gone to them and asked for information on their businesses. He further stated that CNHA is a non-profit organization and all the profit they make goes back into the parks and communities where they are located. Mayor Turk stated that part of the operation and maintenance of the Visitors Center is taken care of by the monies earned from the gift shop. If that is taken out, that money is lost. Councilmember Johnson explained that Moab is discussed quite often and that the Federal Government just put \$6.5 million into a Visitors Center at Arches National Park, where CNHA also operates. He asked that this item be put on the next agenda for further discussion.

22. Mr. Webb explained the Memorial Bike Ride of the Firefighters Association will be coming through the City. They asked to use Centennial Park to camp and for the restroom facilities. Mr. Webb stated that they were aware that the City would not be providing a dinner for them. There was no further discussion on this issue.

23. Mr. Webb explained that Mr. Carl Gutke would like to produce a looped dvd to run on the community cable channel. This dvd would allow businesses to pay \$200 for a 60 second spot on this dvd. Mr. Gutke proposed that the City pay him \$2,500 to complete this dvd. Mr. Webb explained that it would depend on how many businesses signed up for this service if it would cost the City or not. He suggested the cost be \$100 instead of \$200. Council felt that this kind of a project should go out to bid if it was decided this was something the City wanted to pursue and that it should also be self sustaining.

24. Mr. Webb explained that the National Guard suggested that the City have a fall clean-up day, similar to what is held in the spring. Councilmember Bayles stated that possibly only a fall clean-up needed to be held instead of a spring clean-up. Mr. Webb stated that Sgt. Walker suggested the City write a letter to the commanders immediately requesting the National Guard's assistance for years to come. Approval was given to send this letter.

25. It was decided to cancel the June 27, 2006 meeting as it conflicts with primary elections.

26. Mr. Webb presented the Blanding City Foster Care Month Proclamation for May 2006. Mayor Turk asked that a portion be changed, as it sounded as if the foster care system is creating more dysfunctional families. The proclamation was approved by Council with the suggested changes.

27. Mr. Webb explained that those who run the kids games for the 4<sup>th</sup> of July celebration will not be able to do so for this year. He asked for any suggestions. Councilmember Johnson suggested the SJH National Honor Society.

28. Mr. Webb explained that as part of the antiques celebration on June 10, there will be a ruin run from the Edge of the Cedars Museum to the Westwater Ruin. Those in charge asked to be able to paint the stages of time on the City streets. Advise and consent was given for them to do so.

29. Mr. Webb reminded Mayor and Council of the budget work session scheduled for May 16 beginning at 6:00 p.m.

30. Mr. Phil Lyman addressed Mayor and Council and explained that he would like to see the City of Blanding adopt an ordinance that would limit the interest rate that a business can charge for loans. He stated that Arizona has a maximum percentage that they can charge. He stated that if the City can adopt ordinances to restrict alcohol and pornography, why can't they do the same with these loan business that are such a detriment to the community. Mr. Webb was asked to look into this further.

31. **Councilmember Bayles moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

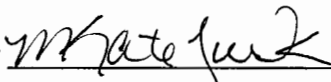
**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 9:07 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
April 25, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Temp: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Randy Pemberton  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
City Engineer: Terry Ekker

Absent:

Mayor: Toni Turk  
Councilmember: Erik Grover

Others Present: Terri Laws, Russ Hendry, Eugene Meyer, Neil Joslin, Calvin Balch, Eric Balch, Joe B. Lyman

1. Prayer/Thought - The prayer/thought was offered by Bret Hosler.

2. The Pledge of Allegiance was recited.

3. **Councilmember Johnson moved to accept the minutes of the April 11, 2006 meeting and financial disbursements with the following changes: #4 - add that this disbursement will come from economic development funds. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Mayor Pro-Temp Laws  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

4. Mayor Pro-Temp Laws excused Mayor Turk as he is in China at this time.

5. Mayor Pro-Temp Laws asked if there were any in the audience who would like to request items be considered for the 2006-2007 budget. There were none. Councilmember Johnson asked that \$12,500 be added to the budget to fund one-half of the card reader at the airport.

Mr. Calvin Balch addressed Council and requested that those who fly remote control airplanes be allowed to use the old golf course to fly. He requested that the City mow the weeds to start with and then the fliers would be responsible for it after that time. He stated that he is not asking for water, labor, or anything else. Councilmember Bayles asked that this item be added for discussion on the next meetings agenda.



7. Mr. Russ Hendry, San Juan High School Assistant Principal, addressed Council and requested that one of the vehicles being auctioned be given to the school for a raffle, which has been done in the past. He also thanked them for allowing the ball teams to put signs up on the playing fields at the ballpark.

8. Mr. Eugene Meyer addressed Council regarding the Farmers Market. He requested that they be allowed to hold this at Pioneer Park. He feels it will start off small, 10-20 vendors. Mr. Meyer explained that they have spoken with the Boy Scout organization about cleaning up for them afterwards and they seemed to be willing to do so. He asked if they would be allowed to sell baby chicks or kittens, etc. Mr. Hosler explained that this would be fine as long as they are smaller animals. Mr. Meyer asked that the City sponsor a banner for them to put across the highway. The event will be held each Saturday from 8:00 - 12:00. Mayor Pro-Temp Laws explained that the questions on the sales tax issue have been taken to the Department of Commerce and Mr. Meyer is aware of how this has to be handled. The vendors will have to be in charge of remitting their own sales tax collections. He asked that this item be put on the next agenda for action regarding using the park and under discussion items, also.

9. Mr. Terry Ekker, City Engineer, presented the March 2006 water report. He explained that it did not warm up until the end of March, so this report does not reflect much runoff. He explained further that the 4<sup>th</sup> reservoir is 1.5 feet below capacity and we are hoping for one more foot. Mayor Pro-Temp Laws explained that the 3<sup>rd</sup> Reservoir is down and that the Blanding Irrigation Company has a right to put their water in this reservoir. They will be using water out of the 3<sup>rd</sup> and that there will be enough water from Starvation and Dry Wash to replace what they use. He also stated that Dry Wash will probably be drained soon.

10. Police Officer Cal Dean Black reported on the previous week's activities. He explained that the Salt Lake Tribune had been in town and had ridden with the officers on their shifts. This article was regarding the illegal immigration traffic that comes through this area. Officer Black stated that he and Chief Halliday were contacted by Fox News in New York City and asked that they both be on their show Monday morning live. They did appear for about four minutes on the national news. Chief Halliday has also been asked to be on a radio show in North Carolina.

11. Councilmember Johnson explained that the baseball season is now in full swing. The teams have been drafted and games will begin the first week of May. He commended Lisa Rarick on the fine job she is doing with recreation. He also made Council aware that the Filly State Tournament will be held in Blanding the 2<sup>nd</sup> week of July.

12. Councilmember Johnson began a discussion regarding discipline at the skate park. He explained that Officer Workman had contacted him regarding how the rules at the skate park are being disregarded by some individuals. Councilmember Johnson suggested that those kids that are not complying with the rules be kicked out and citations issued. Mayor Pro-Temp Laws asked how this would be policed. Councilmember Johnson stated that a message needs to be sent. Mayor Pro-Temp Laws asked Officer Black if the Council made a decision would the police enforce it. Officer Black stated that under the circumstances they would. **Councilmember Johnson moved that the skate park be closed for two weeks beginning April 28, 2006 with increased law enforcement and that citations be issued for trespassing for those who did not comply with the closure. Councilmember Grover seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Mayor Pro-Temp Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

13. Councilmember Pemberton began a discussion regarding the subdivision ordinance changes. He explained that there is a change to give an option to builders to put funds in the City for curb and gutter and the City will put it in when they can, or for them to put it in at the time of building. But one or the other must be done. Councilmember Johnson asked how this would be tracked. Mr. Hosler explained this would be done through building permits. There was further discussion on this subject regarding how to charge and how this would be done when there is no abutting curb and gutter. Councilmember Johnson began a discussion regarding the way water and sewer lines are handled. He feels this issue could be handled the same way. Mayor Pro-Temp Laws disagreed and did not feel it was the same situation at all. Councilmember Johnson asked that Planning and Zoning look at the water and sewer issue also and see if they could come up with a solution. Mayor Pro-Temp Laws asked that the subdivision ordinance changes be added to the next agenda for action to set a public hearing and further discussion. Councilmember Johnson tabled the sewer discussion until he could look into it further and Planning and Zoning had a chance to look at it.

14. Councilmember Pemberton stated that he would like to see the City put in the long term plan to begin to bury power lines and get it off the poles. Councilmember Johnson stated that this would be a considerable cost to the City. He explained that this would about triple the installation cost of electricity. Councilmember Pemberton suggested that this be put in the subdivision ordinance that any major subdivision be required to install electricity underground.

15. Mr. Hosler explained that the Christian Firefighters Association are sponsoring a memorial bike ride for those firefighters lost in the September 11, 2001 attacks. They will ride from San Francisco to Washington, D.C. They are requesting to camp overnight in one of the city parks. Council asked that Mr. Hosler have more research done on what they actually want and come back on the next agenda for further discussion.

16. Mrs. Turk reminded Council of the budget work session to be held May 16 from 6:00 to 10:00 at the City office.

17. Councilmember Grover made a motion to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Mayor Pro-Temp Laws

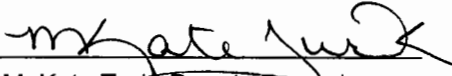
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

Meeting adjourned at 8:04 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
April 11, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

Councilmember: Erik Grover

Others Present: Terri Laws, Kendall Laws, Duane Marian, Lyle Bayles, Neil Joslin

Prayer/Thought - The prayer/thought was offered by Kendall Laws.

2. The Pledge of Allegiance was recited.

3. **Councilmember Bayles moved to accept the minutes of the March 28, 2006 meeting and financial disbursements with the following changes: 1) #3 - Councilmember Pemberton moved to accept the minutes and financial disbursements with changes and then Councilmember Johnson asked that the motion include the change that he asked that the maintenance people be checked with also. Councilmember Pemberton then amended his motion and Councilmember Johnson seconded the motion, 2)#25 - Councilmember Laws should read Mayor Pro-Temp Laws and on all voting Mayor Pro-Temp Laws has a vote and he voted in favor of all motions. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Laws  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Duane Marian and Lyle Bayles addressed Mayor and Council regarding the Utah Fox Trotters Event. It will be held May 25 - 27. Mr. Bayles requested that the City donate \$500 to this event. The ride will possibly take them through the Little Notch, Dark Canyon and Hammond Canyon. Councilmember Laws asked what the money would be used for and Mr. Bayles told them it was for advertising, mailing and entertainment. Advise and consent was given by Council to donate the \$500 from budgeted economic development funds.

Jeff Black, General Services Director, presented the March 2006 Natural Gas Report. There were no further questions.

6. Mayor Turk presented the March 2006 Police Report.

7. Mr. Webb made the Mayor and Council aware that the Irrigation Company has deeded the entire ditch to the City of Blanding all the way to Westwater.

8. **Councilmember Johnson moved that the next available surplus police vehicle be used as a courtesy car at the airport. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**constituting all member thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Laws made a motion to let Chief Halliday decided which auctioned vehicle's proceeds would go to the DARE program.. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Grover**

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb presented the Capital Projects Plan and asked for any questions. Councilmember Bayles asked why the road in front of Joe Lyman's has not been curb & guttered and paved. Jeff Black explained that there was no money in the budget this year for curb & gutter for this project. All Councilmembers agreed that the areas in the main part of town that are not curb & guttered should be done as soon as possible. Councilmember Johnson explained that if we're projecting to spend \$450,000 to upgrade the substation, that the City should not be taking so much all at once out of the electric department for Christmas decorations. This was the point he was trying to make during the last discussion on Christmas.

11. Mr. Webb explained that PacifiCorp has contacted the City to negotiate their maintenance contract. He explained that he doesn't know what that will entail as yet, but it could mean a substantial increase.

12. Mr. Webb explained that the National Guard will not be able to help with City cleanup for a full day and full crew at any time this year. They will be able to help on a case by case basis. CEU trucking will help also. The Beautification Committee would like to have May 6<sup>th</sup> be the day that citizens work on their on yards and the 13<sup>th</sup> be a community cleanup. Mayor Turk asked that a flyer be sent out in the utility bills explaining these dates.

Councilmember Laws stated that the City should get a local contractor to go pick up the rock that has "Grayson - 4 miles" carved into it and have them take it to the Visitors center. Advise and consent was given to have this done.

14. Mrs. Terri Laws asked why the City didn't have a fall cleanup as well as spring. This would make the spring cleanup a little easier.

15. Councilmember Laws made a motion to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Grover

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

Meeting adjourned at 8:04 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
March 28, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Police Chief: Mike Halliday

Others Present: Kent Hawkins, Kyle Hosler, Terri Laws, Bob Turri, Neil Joslin, Shelby & Adele Seely, Roylen Griffin

1. Prayer/Thought - The prayer/thought was offered by Chris Webb.

2. The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes of the February 28, 2006 meeting and financial disbursements with the following changes: 1) #7 - Councilmember Pemberton would like added that he would like to see the cables ran on the poles as a last resort, 2) Councilmember Johnson would like added that he asked to have this checked with any maintenance people to see if they had a problem with it. Councilmember Pemberton moved to accept the minutes of the February 28, 2006 meeting and financial disbursements as changed. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Mayor Pro-Temp Laws  
Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

Kyle Hosler with the San Juan High School National Honor Society requested a donation from the Council for \$300 to sponsor the annual Easter Egg Hunt for the children of Blanding. **Councilmember Bayles moved to suspend the rules and donate \$300 to the National Honor Society for the annual Easter Egg Hunt. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws  
Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

5 Shelby Seely addressed Council and requested a city water tap outside city limits. Mr. Seely presented a layout of what he is requesting. The City's responsibility will be from the shut-off valve to the main. When and if Mr. Rowley decides to hook up to this he must also pay a connection fee. After some discussion, **Councilmember Johnson moved to suspend the rules and allow Shelby Seely a water connection outside city limits as long as it is in writing and agreed to be all three parties of Mr. Seely, Mr. Rowley and the City, as to the taps and connection fees discussed. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws  
Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

6. Mr. Bob Turri addressed Council regarding the San Juan County Trails. He explained that they are in the process of trying to acquire a right-of-way for an ATV trail down Recapture. The Bureau of Land Management wants someone to take responsibility for this trail and they are in the process of doing that. They do have partners in this process such as SPEAR, Safe Parks and the BLM. Mr. Turri suggested using the Visitors Center as a staging area for people to come in to ride the trail. The Council told Mr. Turri to please keep them advised on this issue as they are very interested.

7. **Councilmember Grover made a motion to move into public hearing regarding the CDBG Proposed Projects. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws  
Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

The public hearing regarding the CDBG proposed projects opened at 7:30 p.m. Mr. Webb explained that as part of the grant program the city must hold 2 public hearing. This is the second. The projects that have been chosen are: Main Street Beautification and Centennial Park. He further explained that the City was chosen for both of these grants in full amount of requests.

9. **Councilmember Bayles made a motion to move leave public hearing regarding CDBG proposed projects. Councilmember Grover seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

10. Mr. Jeff Black, General Services Director, presented the February 2006 Natural Gas and Water reports. Councilmember Bayles asked if they had come to any conclusions regarding the elevation at Starvation Reservoir. Mr. Black stated that they have not.

11. Chief Halliday made Council aware of a Blanding Town Hall meeting next Tuesday night at the library. This meeting will be held all over Utah and it is regarding underage drinking and what we can do to stop it. It is being sponsored by San Juan Counseling. He further explained that there are several vehicles and some miscellaneous items that they would like to advertise for auction. Councilmember Johnson discussed the possibility of one of these vehicles being used as a courtesy car at the airport. Chief Halliday asked that one of these vehicles be designated for the proceeds to go towards the DARE program. Advise and consent was given to proceed. Councilmember Johnson asked that the issue of an airport courtesy car be added to the next agenda as an action item. Mayor Pro-Temp Laws asked that the issue of the DARE proceeds also be added as an action item. Councilmember Bayles suggested using the old police vehicle as the airport courtesy car if a new one is budgeted for the next budget year.

12. Fire Chief Kent Hawkins presented the Fire Department Report. He explained that they have completed fire extinguisher training, confined space training and will be completing flash over training on April 29, 2006. Mr. Webb showed Council a picture of a fire break that was asked to be done by the School District and it was. This picture shows how effective that fire break was in stopping the fire from heading to residences.

13. Mr. Webb gave an update on the City Welcome Signs. He explained that the City has received permission from Transitions at the old Clyde Harvey property to put the sign on the North side of town there. They will be signing an easement for the City on this property.

14. Mr. Webb made Council aware of the Blanding Rotary Charter dinner on May 11 @ 6:30 p.m. All councilmembers invited to attend.



15. Mayor Pro-Temp Laws gave an update on the Farmers Market issue. He explained that they have a number of people interested in participating and they will be charging them a \$10 fee each. They are working on the detail of the things the City talked to them about at an earlier meeting. Councilmember Johnson asked if each individual seller was going to take care of their own taxes and if so they must have their own tax i.d. number. Mr. Webb explained that they will be required to have a sales tax I.D. number if it is not self grown produce. Then it was asked if each individual would have to have a business license. A discussion began regarding that. Councilmember Johnson feels since every other business in Blanding must have a business license then they should also. Mayor Pro-Temp Laws stated that the City is not supporting this in any way except for a venue. He will go back to them and ask if this is a farmers market or a flea market. They all felt that a farmers market could sell selling vegetables, etc. but not crafts.

16. Mr. Terry Ekker, City Engineer, presented the bid tabulations for the aerial photography project. He recommended that the contract be awarded to MAPCON for \$47,780. **Councilmember Bayles moved to accept MAPCON's bid for \$47,780 for the aerial photography project. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

17. Councilmember Johnson explained that one Recreation Board member has resigned and needs to be replaced. Two interested parties applied to be on the board. Councilmember Johnson recommended that David Johnson replace Mike Bowers on the Recreation Board. Mayor Pro-Temp recommended that David Johnson be appointed to the Recreation Board. All council approved. Councilmember Johnson asked Mr. Webb if they new the appointment terms of the Board Members. Mr. Webb stated that he will look into it.

18. Councilmember Bayles presented a Christmas rejuvenation proposal. He explained that most of the decorations are 15-20 years old and need to be replaced. The total cost of this proposal is approximately \$25,000. Councilmember Johnson stated that he feels this needs to be done, but has a hard time spending that much money all at once. He stated that he feels everything comes out of the electric system and that is where this is being proposed to come from. It was decided after further discussion that this would be worked into the next budget for approval.

19. Mayor Turk arrived at 8:30 p.m.

20. Mr. Webb explained that Carl Hunt has been the dealer for the State to take used oil and he is no longer going to be doing this. The State has asked if the City would be willing to put a tank at the Transfer Station and take used oil. After some discussion, the Council decided against doing so.

21. Mr. Webb explained that they need to hold a recodification of ordinances work session. Mayor Pro-Temp Laws suggested this be held after budget season. Mr. Webb stated that he would check with the company and see if that is soon enough.

22. Mayor Turk explained that Todd Hurst with San Juan County Roads approached him about snow removal on City streets. Mr. Hurst explained to the Mayor that the agreement is that any blocks that have cars parked on the street will not be plowed. There was some discussion and Mayor Turk further explained that Mr. Hurst was not being adversarial, he was just asking for some cooperation and the Mayor thinks the City ought to give him that.

23. Mr. Webb suggested either April 29 or May 6 for City Clean-up Day. Participation will be requested from the armory. The Council felt like April 29 would be the best day, but would like to find out when the National Guard can participate before setting a final date.

24. Councilmember Grover presented a schedule of proposed events for the Fourth of July celebration. His suggested theme was "In Honor of Those Who Defend Our Freedom-Past & Present." He asked for any suggestions on speakers and any other suggestions. Neil Joslin explained that they will be doing the musical "Into the Woods" and EOTS will also be doing a melodrama.

25. Mayor Turk discussed a letter from a citizen regarding some issues at the Skate Park. The letter suggested that younger children are being mistreated by the older kids when they are trying to skate. It was suggested that there be different hours for younger and older children. Mayor Pro-Temp Laws didn't know of a way to divide the hours and how to enforce them. Mr. Bret Hosler suggested a pee wee hour and have a parent present. It was suggested that if the rules aren't obeyed the park be shut down for two weeks.

26. Mayor Turk thanked Councilmember Laws for handling the meeting tonight.

27. Councilmember Bayles moved to establish a Blanding Historic Preservation Committee. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Mayor Pro-Temp Laws

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried. Advise and consent was given for the following to serve on this committee: Four year terms - Janet Wilcox, Janet Bradford, Laverne Tate and Robert Turk, Two year terms - Mikki Palmer and Clayton Long.

28. Councilmember Pemberton asked how much say the City has in what's happening out at the college as he is concerned about the parking situation. Mr. Webb explained that they will be creating a new parking lot with 100+ stalls.

29. Councilmember Bayles made a motion to move to executive session. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Mayor Pro-Temp Laws

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

30. Mayor and Council retired to executive session at 9:20 p.m.

Mayor and Council returned to regular session at 9:40 p.m.

32. **Councilmember Bayles made a motion to adjourn. Councilmember Johnson seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Mayor Pro-Temp Laws**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

Meeting adjourned at 9:40 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
February 28, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patti Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Others Present: Robert Wood, Terri Laws, Barbara Turk, Eugene Meyer, Clayton Palmer, Sumner Patterson, Rebecca Stoneman, Ernie Washee, Neil Joslin

1. Prayer/Thought - The prayer/thought was offered by Councilmember Bayles.

The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes of the February 14, 2006 meeting and financial disbursements as presented. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those abstaining	Councilmember Bayles
	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mr. Jeff Black asked the City to sell or lease 35 acre feet of water to the Cemetery District and asked that it be stored in the Third Reservoir. He also asked if the City is going to pump water this year.

5. Mayor Turk presented the plaque showing all the Centennial Eagle Scouts. It was suggested that this be displayed at the Visitors Center.

6. Mr. Chris Webb, City Manager, presented the Fire Department Report.

7. Mr. Webb began a discussion regarding the request of the Applied Technology College to use City power poles for the fiber optic cables. Mr. Webb says there are 17 poles and the charge is usually \$5/per pole. Applied Technology is asking the City to waive the fee. Councilmember Johnson asked if they have check with any of the miantenance people to see if they had a problem with it. Mr. Palmer with Applied Technology stated that they will handle installing the support wires without having to interact with Precis Communications. **Councilmember Laws moved to approve the use of City poles by the Applied Technology College with the understanding that the City has no obligation or liability. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton stated that he would like to see the fiber optics cables ran on the poles as a last resort. Mayor Turk called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Those voting 'NAY'**

**Councilmember Pemberton**

**constituting all members thereof, Mayor Turk declared the motion carried.**

8. A discussion began regarding the proposed Farmer's Market. Mr. Webb explained that he has had some negative feedback about this tying up City parks. Councilmember Grover felt that Centennial Park would be more convenient than Pioneer Park. Councilmember Johnson stated that would interfere with tournaments being ran at Centennial Park. Mr. Edmner Patterson voiced his concern regarding crafts. He feels they should only be allowed to sell first generation crafts. Council replied that there is no way to police that, unless a committee can do that. Councilmember Johnson stated that those selling should have to purchase a city business license. Councilmember Laws would like to sponsor this for Council approval but would like to see something in writing from the committee as to what the responsibilities are. Mr. Meyer asked Councilmember Laws to attend the meeting they will be holding on March 14 at 6:00 p.m.

9. **Councilmember Bayles made a motion to move into public hearing regarding CIB funding for the deep well project. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he asked for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all member thereof, Mayor Turk declared the motion carried.**

10. The public hearing regarding the deep well project opened at 7:30 p.m. Mayor Toni Turk stated that this hearing is being called to allow citizens to provide input concerning the proposed exploration and development of a deep well for an additional source of water for the City and the City's intent to seek funding from the Community Impact Board. The Mayor had Chris Webb, City Manager, explain the proposal to those in attendance. Mr. Webb explained that the City was in the process of seeking funding for the exploration and development of a deep well, applications were pending to the federal government totaling almost 1.3 million dollars and the application to the CIB was for \$375,000, and City participation of \$100,000 would be sufficient funding to complete the total project of 1.6 million dollars. No comments were made by the public. Councilmember Laws has the water assignment and spoke in support of the project and the City's need to identify a new source of water to help mitigate the consistent drought conditions. The Mayor then asked for any additional comments, questions and concerns from the audience. There were no other questions or concerns. Hearing no other comments the hearing was adjourned at approximately 7:40 p.m.

11. A discussion began regarding whether or not to restrict water use this spring and summer. Council agreed to ask citizens to conserve water this year and Councilmember Laws asked that citizens be encouraged not to water until April.

12. Mr. Webb received permission to hold a public hearing regarding CDBG money for Beautification on March 14, 2006.

13. Mr. Webb began a discussion regarding the Economic Development Committee. He stated that the group has an off since the formation of the Rotary Club. Councilmember Laws asked that a letter be written to the County Commissioners asking why the City of Blanding was so neglected regarding the brochure that was paid for by our tax payer dollars also. Mr. Webb made Mayor and Council aware that Peggy Humphreys is resigning and think the City would be allowed input regarding filling the position. A discussion was held regarding the need for time and investment being made to create new jobs and not only focus on tourism. The Mayor and staff will pass on comments to County Commissioners.

14. Mr. Webb discussed the placement of the City Welcome Signs on the north end of town. He suggested Taylor Palmer's property and stated that Taylor would like to advertise on the back of those signs if this is allowed. Mayor and Council disagreed and stated that they preferred Tom Redd's property for the location of the signs.

15. **Councilmember Bayles moved to retire to executive session. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

16. Mayor and Council retired to executive session at 8:40 p.m.

17. Mayor and Council returned from executive session at 9:00 p.m.

Councilmember Laws stated that he would like to see some exploration into a Blanding Historical Society and not necessarily restricting properties but designating properties of historic value. Mayor Turk stated that when a property is designated an historic site, there are tax benefits to the owners. Mr. Webb was instructed to begin to work on forming a historical society.

19. Councilmember Grover moved to adjourn. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:03 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
FEBRUARY 14, 2006  
AT 7:00 P.M.M IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Council Members: Erik Grover  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patti Bartlett  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
City Planner: Bret Hosler

Absent:

City Council Members: Brian Bayles  
Kelly Laws

Others Present: Barbara Turk, Eugene and Ingrid Meyer, Crystal, Ridge and Daylin Holt, Connie and Robert Woods, Rebecca Stoneman, Calvin Hunt, Clayton Palmer, Scott Meyer, Neil Joslin, Ernie Washie, Harold Lyman, Ada Rigby, Mrs. Krum, Todd, Cherie, Josh and Jeremiah Moon, Lynette Stevens and Mary Ann Scott..

1. The prayer/thought was offered by Mayor Turk.
2. The pledge of allegiance was recited.
3. Councilmember Johnson asked if a letter was given to Mrs. Laverne Tate regarding the allowance being made for her to put a single wide trailer on her property. Mr. Hosler explained that he thought a copy had been put in Council's boxes. Councilmember Johnson stated that he had not received such a copy and Mr. Hosler stated that he would make sure that got done.
4. **Councilmember Johnson moved to approve the February 14, 2006 minutes and financial disbursements with the following changes: 1)#7 should read "moved to approve". Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Bayles  
Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**



5. Mr. Calvin Hunt, Southeast Applied Technology College, requested permission to place fiber optics on the power poles without having to pay the normally charged franchise fee. Councilmember Johnson asked if this was alright with Utah Power. Mr. Webb explained that this has been done before for the college and the high school. They were told if they used our poles that they would have to allow the city to have free use of fiber optics, which is now happening. Mr. Webb advised Mr. Hunt to talk with Precis Cablevision to see if they could strap to the cable line. Councilmember Pemberton asked if they had discussed this with the School District. This will be put on the next agenda for further discussion.

6. Mayor Turk presented a Centennial Eagle Scout certificate to Joshua Moon, who will be the last Eagle Scout to be recognized as receiving their Eagle Scout recognition during the Centennial year of 2005.

7. Mr. Eugene Meyer explained to Mayor and Council that they have come up with an idea to have a Farmer's Market. He explained that he advertised for interest in the newspaper and held a meeting on Tuesday the 11<sup>th</sup>. There were 11 people who responded and expressed interest in being on the committee and being a vendor at this market. This would supply some kind of a market or venue to encourage the sale of fresh fruits and vegetables. Mr. Meyer asked for the City's support by letting them use Pioneer Park or Centennial Park. They would like to hold this every Saturday throughout the season which would be possibly May through September. Mr. Meyer stated they would give preference to Blanding vendors, then San Juan County and then outside of the area vendors. Mayor Turk thanked Mr. Meyer and explained that it could be brought forward at a later time if a Councilmember chose to do so.

8. Mr. Jeff Black, General Services Director, presented the January 2006 Water and Natural Gas Reports.

9. Mr. Harold Lyman explained that he has some ideas to start doing some marketing on the Base Camp to Adventure theme. The Visitors Center Staff feels the Chamber of Commerce website needs to be upgraded. Mr. Lyman stated that nothing has been done on this website since 2004. There was not one mention of the Centennial during the whole year. Mrs. Shawna Black has done the updates in the past and charges \$50 per hour. The County does a lot of marketing and they sent Mr. Lyman 1,000 address labels of those who have inquired about the area. He suggested that the City send out our visitors guide to the thousand addresses that the county had sent to him. This would cost \$1.11 per guide to send. Mr. Lyman suggested this would be an appropriate use for some of the economic development funds that have been budgeted. Mayor Turk suggested this be looked at using this years economic development money and possibly for this to be brought up at budget time this year. Mayor Turk felt the county should be recognizing our website in the brochure they are sending out. Mayor Turk discussed two prominent figures in the American Indian culture, Chief Manuelito and Hosteen Kigalia, that directly tie to the Blanding area and asked that this be included in some of the work being done. Mr. Lyman suggested that Blanding City become a member of the Grand Circle. He asked that this be discussed again at the next council meeting.

10. Mayor Turk presented the January 2006 Police Report.

11. Councilmember Johnson explained that Lisa Rarick, Recreation Director, attended UBBA and UGSA meetings in Spanish Fork this weekend and she was able to secure a Filly league tournament at the state level in Blanding the week after the 4<sup>th</sup> of July. This will be a 16 team tournament. This is roughly 192 participants, plus families that will be coming to our community. Mr. Webb stated that we will be judged on how this tournament goes as to if we'll receive another tournament here.

12. Councilmember Grover explained that the County Weed Abatement Committee will be having a meeting on February 23. Mayor Turk asked Mr. Webb to have Chief Hawkins attend this meeting.

13. Mr. Hosler presented a new subdivision sign-off/approval form for Mayor and Council to comment on. Councilmember Pemberton asked what Council's position was on the proposed subdivision changes discussed at the work session. Mayor Turk stated that he thought that the Planning and Zoning Commission was going to come back to Mayor and Council with certain suggestions and proposed language and then it will be discussed further.

14. Mayor Turk discussed the meeting that had been held with Andrew Tso from the Office of the Navajo Nation President and Larry Dennison who is the Blue Mountain Dine Chapter President. The main issue is regarding water being taken to Westwater. Mr. Webb has drafted a summary of this issue. There is a draft memorandum of understanding from 2004. We need to get in a memorandum of understanding the role of the different players regarding services to the Westwater area. These things do not happen quickly. Councilmember Pemberton asked to be included. Councilmember Johnson asked that Council be kept informed.

15. Mayor Turk talked of an aggressive pyramid scheme of phone solicitation that is being conducted in Blanding. He warned citizens to be aware of what is happening. He further discussed the no-call list that citizens can be put on, so they will not be bothered. Information on the no-call list can be obtained at the City Offices.

16. Councilmember Pemberton asked about where the City is on the Hospital Issue. Mr. Webb explained that they are still going through the approval process and they are staying in contact with him keeping him up to date on progress.

17. Mayor Turk asked Mr. Webb about the entrance signs. Mr. Webb stated that the south side of town is ready to go. But the north side of town has been a little harder to find a suitable location. But it is continuing to be worked on.

18. **Councilmember Grover moved to retire to executive session. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Grover**

**Councilmember Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Bayles**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

19. Mayor and Council retired to executive session at 8:15 p.m.
20. Mayor and Council returned from executive session at 8:38 p.m.
21. Councilmember Johnson moved to adjourn. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Grover  
Councilmember Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles  
Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:38 p.m.

By: M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
January 24, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patti Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Others Present: Barbara Turk, Neil Joslin, Mikki Palmer, Lynne Shumway, Nathan Webb, John Lyman, Harold Lyman, Laverne Tate, Shauna Hurst, Dane Hurst, Saul Karamesines, Dan Hurst

1. Prayer/Thought - The prayer/thought was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. **Councilmember Laws moved to accept the minutes of the January 10, 2006 meeting and financial disbursements as presented with corrections to #17 - it should read "maintain the ditch when there is water in it" and "to fill the area that is retaining water". Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mrs. Suzanne Johnson stated her concerns regarding the current subdivision ordinance that is too restrictive and written for larger cities.

Mayor Turk explained to Council that there were 31 Eagle Scouts awarded Centennial Eagle Certificates. The intent is to create a plaque including this group of scouts. He asked that Council check for any errors that they may see.

6. Councilmember Pemberton moved to allow the Rotary Club to take over the maintenance of Triangle Park with all capital improvements coming before Council for approval prior to be completed. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

7. Councilmember Pemberton moved to approve Resolution 2006-2, A Resolution Confirming Land Use Authority for the City of Blanding, Re: Senate Bill 60. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

8. Mr. Webb discussed the Visitors Center Expansion. He invited the staff to comment on preferences but advised that they not get into the minute details until the money has been granted. Mrs. Laverne Tate, Visitors Center Staff Member, explained that all of the work done in the museum portion of the Visitors Center has been voluntary. She feels like the Visitors Center is doing the job it needs to as it is now. Mrs. Tate explained that she and Mrs. Janet Wilcox are being awarded the Utah Humanities Aware for the Centennial Celebration. Mrs. Lynne Shumway, also a staff member, explained that the main concerns are with the quality of work that Mr. Leasure does. She would like to see results of work that he has done elsewhere. Mrs. Shumway explained that Mr. Leasure has projected that he wants to see 45,000 people come into the area and she is concerned with where the money will come from to promote this increased amount of visitation. She is also concerned about the cost of copyrights to use some of the work that Mr. Leasure is suggesting, such as the movies. Mayor Turk asked if the grant is independent of Mr. Leasure's firm. Mr. Webb explained that the contract with Mr. Leasure has been accepted by Council for \$5,000. Mr. Webb also stated that he would call references to check on Mr. Leasure's previous work and get back to Council with those references. He further explained that Mr. Leasure works for the City and will do what the City asks of him. Mikki Palmer, staff member, stated that she is not happy with any of Mr. Leasure's plan. She feels the goal at the Visitors Center has always been to tell the story of Blanding and she will be very disappointed if this heads in another direction. Mrs. Palmer goes through the comments from the visitors stopping at the center and they are always positive. People really like the way the center is now. She also stated that if this center is changed to incorporate Mr. Leasure's plan, she will no longer work there. Mr. Webb asked if things were kept primarily the same would the staff be more acceptable. They all stated that they would be acceptable. They would just like it to be kept in the same kind of tone that it is now. Councilmember Grover explained that he wholeheartedly agreed with the staff. Mr. Harold nan, Visitors Center Director, thanked the City Staff and commended his staff for their devotion to the Visitors Center. He explained as has been said earlier, that all the work done by the staff in the museum is voluntary. Mr. Lyman explained that Dan Bates, with the State Office of Museum Services, met with the VC staff and told them that his office has found that visitors are looking to see local history when they come to the area. Mr. Lyman stated that they will follow Council's

direction. Mr. Webb asked that Mr. Lyman's staff start making a list of what they would like to see. He stated that the City can use the money to expand the basement, but it's not worth losing what the City has at the Visitors Center at this time. Councilmember Laws stated that there is plenty of history to fill this center without going in other directions. He further stated that Mr. Leasure does need to know that he works for the City. Mayor Turk explained that Blanding is unique in the pride that it has for its community and he's not sure that Mr. Leasure understands that. Councilmember Johnson explained that he didn't realize that so much voluntary time had been put in to the center and commended the staff for that. He is concerned with the expansion and the burden it will put on the staff and the maintenance crews. Mrs. Shumway stated that she is concerned about having to be downstairs taking care of a problem and leaving the bookstore unattended. Councilmember Pemberton questioned whether the basement needs to be expanded or not and he also commended the staff on the work they have done. Mayor Turk explained that when he first moved to town he saw a film about the Hole-In-The-Rock that oriented them to the area. The staff explained that film is available to view at the Visitors Center and many others. Mr. John Lyman thanked the Visitors Center staff for the many, many hours they put in. He further stated that this Center is a great asset to the community. Mr. Lyman stated that the priority should be the local history and the staff should have the first voice of how it should be designed and set up.

9. Mr. Hosler presented the 2005 Annual Building Report. He explained that SB 60 affects how people sell and when the City can issue a building permit. Divided land will have to be surveyed and have access to water and sewer. He explained that this will affect the subdivision ordinance. Councilmember Laws would like an undeveloped subdivision under different mandates. Mr. Hosler encouraged Council to study this issue because it is a complicated one. Mayor Turk suggested a work meeting for Council to further discuss this issue and to give a consensus to the Planning and Zoning Commission on to where they would like this to head. A work meeting was set for February 7, 2006 at 6:00 p.m.

10. Mr. Webb discussed the antiques celebration planned for June 2006. He suggested that the City provide additional trash and toilets at a cost of \$500-\$600. Councilmember Laws wants to make sure that vendors have business licenses and food handlers permits. He wants the City to be consistent with what the City requires on the 4<sup>th</sup> of July. Councilmember Grover suggested that we support the local providers for the toilets. Councilmember Laws stated that he has no objections to the City doing what is done on the 4<sup>th</sup> of July.

11. Mayor Turk mentioned that the Rotary Club is looking into a Veterans Memorial for the City of Blanding. An offer has been made of a Huey Helicopter to be brought in and mounted.

12. It was decided that the 4<sup>th</sup> of July will be celebrated on Tuesday, July 4, 2006. Mayor Turk asked for a status report on the City entrance signs. Mr. Webb explained that he has been given permission on the south side of town. The family on the north end of town that owns the property has denied the City permission to put the sign there.

13. Mrs. Laverne Tate asked permission to move a temporary trailer on to her property to aid her handicapped daughter. Mr. Hosler explained that the zoning does allow this to happen. This is what was allowed on Rayburn Jack's property. Advise and consent was given for this to happen. Mr. Hosler explained that he will draft a letter to Mrs. Tate identifying the requirements. Councilmember Johnson asked that letter be put in the next packet so Council is aware this has been done.

15. Mrs. Suzanne Johnson explained that she appreciates the Council looking into the subdivision ordinance and she appreciates the time it will take. She asked that they consider the market prices when reviewing this.

16. Councilmember Laws moved to adjourn. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

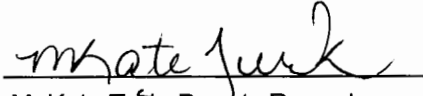
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:30 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
January 10, 2006  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Erik Grover  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patti Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Others Present: Harold Lyman, Lynn Leisure, Phil Lyman, Kent Hawkins, Barbara Hawkins, Blaine Hawkins, Josh Lyman, Paul Sanders, Leslie Sanders, Rhea Laws, Bruce Hunt, Cheri Gappmayer, Donna Turk, Jed Lyman, Candace Lyman, Barbara Turk, Terri Laws, Dan Hurst, Eric Gappmayer, Chaze Palmer, Ty Hosler, Cameron Turk, Jesse Grover, Neil Joslin

1. Prayer/Thought - The prayer/thought was offered by Phil Lyman.

2. The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes of the December 13, 2005 meeting and financial disbursements as presented with corrections to Greg Fahy's name, this name is spelled "Fahey." Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk presented Centennial Eagle Scout Certificates to Blaine Hawkins, Josh Lyman, Chaze Palmer, Paul Sanders, Bruce Hunt, Eric Gappmayer, Ty Hosler, Cameron Turk and Jesse Grover. He expressed congratulations and appreciation to these young men for completing their eagle projects.

5. Mr. Dan Hurst asked for permission to hook on to City utilities outside of City limits. There were no Council objections. Mr. Hurst was granted permission to do so.



6. Mr. Phil Lyman, President of Rotary Club, explained the objectives of the Rotary Club. The main objective is service. There are 4 areas which include club, community, vocations and international. The club asked to take over Triangle Park. They would provide the maintenance at that park and would install a sign stating they are doing so. Councilmember Bayles asked that this item be on the next agenda for action.

7. Mr. Lynn Leisure presented his plan for the expansion at the Visitors Center. Mayor Turk asked that all education in Blanding be include, not just American Indian education. Mr. Harold Lyman suggested the exodus of Mexico be included. Councilmember Johnson asked about handicap accessibility. At this time the wheelchair bound will have to go around the back sidewalk. Councilmember Johnson believes there is a lift gate elevator that could be installed. This will be looked into. Mayor Turk reminded the Hole-In-The-Rock has been designated as an historic trail and it could be incorporated in the Hole-In-The-Rock display. Councilmember Laws was concerned about this expansion selling the County and not just Blanding. He stated that the 4 wheeler trails need to be portrayed on the map and he also stated that multi-use is our big selling point. Councilmember Johnson wants to be sure the operation and maintenance will be taken care of. There was no opposition and Mayor Turk asked that this be put on the next agenda for further discussion.

8. **Councilmember Johnson moved that Council move into public hearing regarding the grant proposal for enhancement money. Councilmember Grover seconded the motion. Mayor Turk repeated the motion and asked for discussion. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. The public hearing regarding the enhancement grant opened at 7:30 p.m. Councilmember Grover stated that he has had several citizens question him as to why these changes are being made. Councilmember Bayles stated that there is a lot of building there not being used. Harold Lyman wanted to be sure there would still be storage available. He also stated that he is for this expansion, but wants to make sure the visitors center staff is included in the planning process. Councilmember Bayles and Johnson asked that the staff be included in more of the meetings regarding this expansion.

10. **Councilmember Bayles moved that Council move out of the public hearing regarding the grant proposal for enhancement money. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember Grover  
Councilmember Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

11. The December 2005 Natural Gas and Water reports were presented by Mr. Jeff Black, General Services Director. Councilmember Grover asked what was being done about the 8" frozen mountain line. Mr. Black stated that it's not causing any problems and they are waiting until the spring to fix.

12. Mayor Turk presented the December 2005 Police Report. There were no questions.

13. Councilmember Johnson moved to adopt Resolution 2006-1 Appoint Officers of the City of Blanding. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

14. Councilmember Laws moved to approve the lot split in Pioneer Estates. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson discussed doing something to prevent so many street cuts. His suggestion was back flow devices on sewer. Mr. Hosler stated this is against City policy at this time and any damage done would come back on the City. Mr. Webb stated that this road has not been chip sealed yet. Councilmember Laws asked if these lots can be divided if the City does not approve it and he was told yes they could. After hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

15. Mr. Webb began a discussion regarding the needed repairs at Starvation Reservoir. Mr. Terry Ekker, City Engineer, stated this is approximately a \$500,000 project. Mr. Webb has had discussions with Senator Bennett's office and they stated they would give no more than one grant, either for the Starvation Repairs or Deep Well project. It was decided to wait to see what happens. Mr. Black suggested it be drained to half capacity and continue to monitor the leaking.

16. Mr. Webb began a discussion regarding the 2006 Fourth of July Celebration. Dr. MacDonald is already in talks with the entertainment for the evening portion of the celebration. He asked for Council's guidance on expenditures, etc. The amount of money budgeted for the band is \$2,500. Councilmember Laws feels the City has developed a reputation for their celebration and needs to continue to have this kind of celebration. Councilmember Johnson suggested opening the budget and putting more money in for the celebration. Mr. Webb explained that the City still needs to find replacements for Mr. Lynn Stevens and Mrs. Sylvia Stubbs for 4<sup>th</sup> of July Chairman and Parade Chairman.

Mr. Jeff Black explained that they have been in the process of cleaning the irrigation canal. He stated that he cannot maintain when there is water in the ditch. Councilmember Laws recommended to fill the are that is retaining water with fill dirt and Councilmember Bayles agreed.

18. Mr. Bret Hosler made Mayor and Council aware of Senate Bill 60 on Land Use Act. The new requirement is that every time a lot has a parcel split that the City must get a copy of record of survey plat, all corners marked and verification of access to water and sewer. This will cause an increase of cost from \$300 - \$500 or more.

19. Mayor Turk asked about the City entrance signs. Mr. Webb explained that the signs are here, but he needs to have discussions with Keith Ivins and Colleen Noonan for permission to set signs on their properties.

20. Mayor Turk welcomed Councilmember Grover to the Council.

21. Councilmember Laws moved to adjourn. The motion was seconded by Councilmember Johnson. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:40 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
December 13, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Kelly Laws

Eric Johnson

Keele Johnson

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Cal Dean Black, Laverne Tate, Barbara Turk, Terri Laws, Erik Grover, Kyle Tate, Kristopher Hiatt, Kimberly Hiatt, Steve Hiatt, Katie Hiatt, Heidi Hiatt, Keaton Hiatt, Justin Meyer, Jona Meyer, Greg Fahey, Sheila Monson, Rich Monson, Ciara Monson, Michael Monson, Logan Monson, Neil Joslin, Spenser Bradford, Lynette Johnson

1. Prayer/Thought - The prayer/thought was offered by Erik Grover.

The Pledge of Allegiance was recited.

3. Councilmember Bayles moved to accept the minutes of the November 22, 2005 meeting and financial disbursements as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk presented Centennial Eagle Scout Certificates to Kyle Tate, Logan Monson, Kristopher Hiatt, Greg Fahey, Justin Meyer and Spenser Bradford. He expressed congratulations and appreciation to these young men for completing their eagle projects.

5. Mayor Turk expressed appreciation to Councilmember Keele Johnson and thanked him for his service as a Councilmember.

Mr. Bret Hosler, City Planner, discussed the Pioneer Estates Housing Development. He explained that the Southeastern Utah Housing Authority is proposing options on 3 lots in this development. They would like to take these 3 lots and split them to make 4. The lots would still meet the street frontage requirements. The homes proposed will be stick built homes of approximately 1,200 - 1,500 sq ft. Mr. Jeff Black, General Services Director, explained to Mayor and Council that by doing this there will have to be utilities ran to the fourth lot and that will requiring cutting the new road just completed. After some discussion, Mr. Webb was asked to schedule this item as an action item for the next meeting.

7. Mr. Jeff Black presented the November 2005 Natural Gas and Water Reports. There was no further discussion.

8. Mayor Turk presented the November 2005 Police Report.

9. Mr. Webb reminded Mayor and Council of the City Christmas Party which will be held December 20 @ 6:00 p.m. at the Arts and Events Center.

10. Mr. Webb reported on the Tree-for-All. He explained that it was very successful and there was a great deal of participation. Santa's Workshop was a big hit with the children. He thanked EOTS for putting this event together.

11. **Councilmember K. Johnson moved to accept the 2006 Holiday Schedule. The motion was seconded by Councilmember E. Johnson. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. **Councilmember K. Johnson moved to accept the 2006 Council Meeting Schedule. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

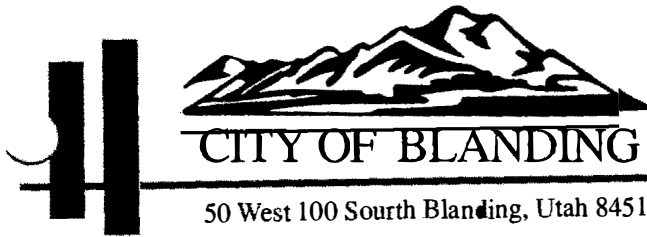
**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

13. Councilmember Pemberton questioned whether it was possible that he participate in the Rotary without it being an actual council assignment. Mayor Turk stated that would be fine.



**“Base Camp to Adventure”**

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / Email [cityoffice@blanding-ut.gov](mailto:cityoffice@blanding-ut.gov)

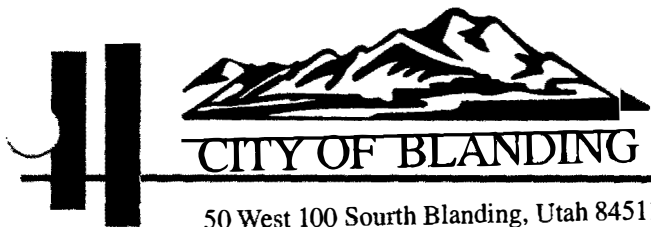
## **City of Blanding** **2006 Holiday Schedule**

<b>January 2<sup>nd</sup></b>	<b>Monday</b>	<b>New Years Day</b>
<b>January 16<sup>th</sup></b>	<b>Monday</b>	<b>Human Rights Day</b>
<b>February 20<sup>th</sup></b>	<b>Monday</b>	<b>Presidents Day</b>
<b>May 29<sup>th</sup></b>	<b>Monday</b>	<b>Memorial Day</b>
<b>July 4<sup>th</sup></b>	<b>Tuesday</b>	<b>Independence Day</b>
<b>July 24<sup>th</sup></b>	<b>Monday</b>	<b>Pioneer Day</b>
<b>September 4<sup>th</sup></b>	<b>Monday</b>	<b>Labor Day</b>
<b>October 9<sup>th</sup></b>	<b>Monday</b>	<b>Columbus Day</b>
<b>November 10<sup>th</sup></b>	<b>Friday</b>	<b>Veterans Day</b>
<b>November 23<sup>rd</sup></b>	<b>Thursday</b>	<b>Thanksgiving</b>
<b>November 24<sup>th</sup></b>	<b>Friday</b>	<b>Day after Thanksgiving</b>
<b>December 25<sup>th</sup></b>	<b>Monday</b>	<b>Christmas</b>

**These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly.**

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**Chris Webb, City Administrator**



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## **2006 Council Meeting Schedule**

### **7:00 PM 2nd & 4th Tuesdays**

January 10, 2006  
January 24, 2006  
February 14, 2006  
February 28, 2006  
March 14, 2006  
March 28, 2006  
April 11, 2006  
April 25, 2006  
May 9, 2006  
May 23, 2006  
June 13, 2006  
June 27, 2006

July 11, 2006  
July 25, 2006  
August 8, 2006  
August 22, 2006  
September 12, 2006  
September 26, 2006  
October 10, 2006  
October 24, 2006  
November 14, 2006  
November 28, 2006  
December 12, 2006  
No 2<sup>nd</sup> Meeting in December

14. Mr. Webb began a discussion regarding the development at the Visitors Center. He presented the plan that Mr. Gunn Leisure would like to have completed. Mr. Webb explained that the staff at the Visitors Center is very opposed to it being at the level Mr. Leisure is suggesting. Mr. Webb agrees with the staff and feels that there does not need to be that much space devoted to the movies. The staff also feels the Spanish Trail is taking up too much space. Councilmember Laws and Bayles agree strongly with the staff on the Spanish Trail issue. They are very opposed to the Spanish Trail mural and feel it should be more of a Hole in the Rock or Mexico mural. Councilmember Pemberton is concerned with making the Visitors Center a destination. He feels it should be a place where visitors come to be sent to other museums, etc. After some discussion, Mr. Webb reported that he would have Mr. Leisure come to the next Council Meeting with new renderings that include the suggested changes.

15. Mayor Turk discussed the issue of the corner of Main and Center where the teenagers congregate in the evenings. He explained that a community member made him aware of an incident that happened because of the teenagers at this area. Officer Cal Black explained that he does not believe this to be a serious issue. Mayor Turk asked that the laws be enforced, specifically the curfew laws and that if the teenagers vehicles are parked on the sidewalk they be asked to move.

16. Mr. Webb began a discussion regarding the old bank building. He explained that the Ute Council does not want to participate in this project, they want to own the building themselves. It was suggested that the City go after this building for its historical value and not necessarily as a museum. It may be used for something else at a later time. Councilmember Laws discussed his concern with the parking in this area if it were to become a museum. Mr. Webb was instructed to pursue funding for the building with the City being the sole owner.

17. Mr. Webb presented the 4<sup>th</sup> Reservoir Grant Application. At this time it is showing a vaulted restroom, floating dock and ramp. Councilmember Laws and Bayles do not feel this reservoir should be used for recreation. Councilmember E. Johnson feels there should be restrooms on both sides of the reservoir. It was decided to remove the floating dock. Mr. Jeff Black explained that he is against having camping at this site. Mr. Webb will submit the grant application for Phase I with the suggested changes by Council.

18. Mr. Webb explained that a new phone system has been installed at the City Office and gave Mayor and Council a list of extensions.

19. **Councilmember Bayles moved to retire to Executive Session. The motion was seconded by Councilmember Laws. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

20. Council retired to executive session at 8:49 p.m.

21. Council returned from executive session at 9:03.



22. Councilmember Bayles moved to adjourn. The motion was seconded by Councilmember Laws. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

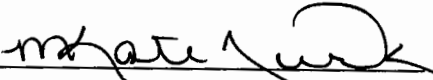
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:04 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
November 22, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Kelly Laws  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Absent:

City Councilmember: Keele Johnson

Others Present: Larry Turk, Ben Stanley, Derek Johnson, Ben Alder, Trevor Slim, Bob & Joan Hosler, Lee Hosler, Erik Grover, Neil Joslin, Terri Laws, Kyle & Rebecca Laws

Prayer/Thought - The prayer/thought was offered by Kate Turk.

2. The Pledge of Allegiance was recited.

3. **Councilmember E. Johnson moved to accept the minutes of the October 25, 2005 meeting and financial disbursements as presented. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember K. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mayor Turk presented a Centennial Eagle Scout Certificate to Lee Hosler and expressed congratulations and appreciation to Lee for completing his eagle project.

5. Mr. Jeff Black, General Services Director, presented the October 2005 water and natural gas reports. There was no further discussion.

Mr. Webb made the Mayor and Council aware that there would be an inspection of the tunnel on Wednesday at 1:00 p.m. This is the one year walk through after the work was completed.

7. Mr. Webb made Mayor and Council aware that the City Christmas Party will be held on December 20 @ 6:00 p.m. at the Arts and Events Center.

8. The November 8, 2005 election results were presented and canvassed as follows:

**BLANDING CITY MAYOR**

Toni Turk	328
Write In	6
Under Votes	41

**BLANDING CITY COUNCIL**

Brian G. Bayles	286
Erik M. Grover	247
Keele Johnson	152
Under Votes	65

**Councilmember Laws moved to accept the election results. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember E. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>
<b>Those absent</b>	<b>Councilmember K. Johnson</b>

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. Mr. Webb presented Resolution 2005-7 and explained that this resolution is making changes to the agreement with the Utah Local Governments Trust, the Cities insurance carrier. These changes are regarding workers compensation. The Trust will still be liable for claims even if the City withdraws as a member, if the claim happened prior to that withdrawal. **Councilmember Laws moved to adopt Resolution 2005-7, after the City Attorney has reviewed and approved the resolution. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember E. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>
<b>Those voting 'NAY'</b>	<b>NONE</b>
<b>Those absent</b>	<b>Councilmember K. Johnson</b>

**constituting all members thereof, Mayor Turk declared the motion carried**

10. Mr. Webb presented the UAMPS First Amendment to Restated Agreement for Joint and Cooperative Action. Mr. Webb explained that all decisions that affect more than one project are made only by equity members. **Councilmember E. Johnson moved to adopt the UAMPS First Amendment to Restated Agreement for Joint and Cooperative Action. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember E. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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<b>Those absent</b>	<b>Councilmember K. Johnson</b>
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**constituting all members thereof, Mayor Turk declared the motion carried.**

11. Mr. Webb presented the bid tabulation for the restroom project. Johnson Custom Carpentry \$139,999.99 and Aces & Eights \$135,795.00. He recommended awarding the bid to Aces & Eights Construction with the option to not require the bond if USDA will approve to do so. **Councilmember Bayles moved to award the Restroom Project to Aces and Eights Construction in the amount of \$135,795 with the option to drop the bond if USDA approves to do so. The motion was seconded by Councilmember Pemberton. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember E. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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<b>Those absent</b>	<b>Councilmember K. Johnson</b>
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**constituting all members thereof, Mayor Turk declared the motion carried.**

12. Mr. Webb began a discussion regarding the San Juan Science Center. They have asked for the City to participate by sending a letter of support for their project. They have received an EDA grant for the feasibility study and are now proceeding under the same grant with the business plan. The facility will be located in Monticello. Councilmember Laws stated that he would like to know the curriculum of the Four Corners School of Outdoor Education before he will support them. He will not be supportive if the curriculum includes radical environmentalism. He asked for more facts on who and what the entity is. Councilmembers Bayles and E. Johnson agreed with Councilmember Laws. Mr. Webb stated that he would research the issue and if it was not going to be environmentalist oriented, draft a letter of support for Mayor Turk's signature.

13. Mr. Webb explained that because of changes in UAMPS power availability. The IPP transfer with Monroe City will not be happening. He also let Mayor and Council know that he and Mr. Kay Johnson are having conversations with another member who are considering laying off a portion of IPP 1 and 2 to Blanding City instead of NIP.

14. Mr. Webb began a discussion regarding the possible purchase of the old bank building next to the City Offices. He believes that the City can get a grant to purchase the building, but feels a discussion needs to be had regarding the operation and maintenance of the building. Mr. Webb stated that there is a donor that would like to give the City an historic gun collection, but not unless there is a secure place to display the collection. He further explained that there may be possibilities of partnering with other entities on the operations and maintenance, such as San Juan Foundation or the Ute Tribe. The owners are asking \$175,000 for the building. Mr. Webb has asked that they donate a portion as a tax write off and the City can use that amount as matching money on the grant. Councilmembers E. Johnson and Bayles feel that if the City can get partners on the issue, then it ought to pursue it. Mr. Webb will bring this back at a later time for further discussion.

Mr. Webb explained that for the Centennial celebration the Visitors Center held a poster contest and gave \$500 in prizes. The Visitors Center staff is asking to be able to hold this event again. Council asked Mr. Webb how many participated last year and he stated approximately 50. It was decided to have Harold Lyman come in and discuss this issue with the Council at the next meeting, if he wanted to pursue it.

16. Mr. Webb made the Mayor and Council aware of training that will be held on December 8, 2005 in Monticello regarding Land Use Development. The City of Monticello has invited the Utah League of Cities and Towns to come for training and invited Blanding City to be involved. Councilmembers Laws, Bayles and Erik Grover, also Mayor Turk will be attending.

17. Councilmember E. Johnson presented the tentative recreation schedule for 2006. He commended Lisa Rarick, Recreation Director, for the excellent job she is doing in her position. Councilmember Laws agreed.

18. Mayor Turk presented a tentative list of Council assignments for the year 2006. He asked for any input from Council on this list.

19. Mr. Webb explained that there will be only one meeting held in December and asked that any items that need to be taken care of need to be done on the meeting held December 13, 2005.

20. Councilmember Laws stated that it was good to see that some weeds have been cleaned up as the City promised to do.

Councilmember Laws moved to adjourn. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember K. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:00 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
October 25, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Kelly Laws  
Eric Johnson  
Keele Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patti Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Fire Chief: Kent Hawkins

Others Present: Barbara Turk, Terri Laws, Wayne Palmer, Chaze Palmer, Mitch Shumway, Ron Hochstein, David Turk, Donna Turk, Timothy Turk, Erik Grover, Tony Dayish, Lula Katso, Annie Charles, Gloria Begay, Jeannie Kiro, Larry Dennison, Andrew Tso

Prayer/Thought - The prayer/thought was offered by Councilmember Pemberton.

2. The Pledge of Allegiance was recited.

3. **Councilmember Pemberton moved to accept the minutes of the October 11, 2005 meeting and financial disbursements with changes to #9 reading "if this issue of sick leave is discussed further, Mayor Turk feels the whole benefit package should be looked at". Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Ron Hochstein, President of International Uranium Corporation gave Council an update on the status of the mill and IUC's intent for the future. He reported that they are in the process of completing a business plan that they believed would show the feasibility of retooling and beginning the process of processing uranium ore again. They expected to better know this quarter the timing and potential of buying schedules. They support the community and its activities and have not gotten the small miner. They have made available to the community in scholarships and donations over the last five years \$29,000. Mr. Hochstein handed out a flier showing the uranium mines and ore available for processing. He also reported that it is projected that it will take about 12 million dollars to retool the mill and retrofit for long-term processing. After a short discussion, the Mayor and Council thanked Mr. Hochstein for coming and for their support of the community.

Mayor Turk reviewed the status of the fire mitigation letters that were sent from the fire department to citizens and the level of compliance. He informed council that those who received second letters and had not complied would be cleaned by the City and the property owners billed for the work. Mr. Webb reported that Ben Tahy had been hired to do the work. He further explained that the way the first letters were written were more of a reminder and voluntary compliance request, and did not include language of enforcement. After meeting with Fire Chief Hawkins and Mr. Webb, Mayor Turk explained that a new notice procedure would be followed next year to include blanket letters in the utility bills and advertisements in the paper. Raw properties and absentee owners would then be targeted since they seem to be the majority of the problem. Council was given lists of these type of property owners. Councilmember Laws disagreed with the process that was followed this past year and felt that the City needed to enforce compliance and do what they said in writing they would do. While the first letters did not contain enforcement language they did give a date that requested compliance to avoid further action by the City. Councilmember Bayles asked if our fire chief would have time to respond appropriately given these parameters. Chief Hawkins felt like he would, but never knows for sure how busy he will be. Councilmember Laws wants to ensure follow up if letters are sent and wants the City to set the example on their properties, further he wants a guarantee that Ben Tahy will get the work completed this year. Councilmember Bayles suggested we get a definite time frame from Mr. Tahy. Mr. Webb was given the assignment to follow up with him to ensure that it could be completed as agreed in a timely manner.

6. **Councilmember Bayles moved to open the public hearing regarding the Community Development Block Grant. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

7. The public hearing regarding the Community Development Block Grant opened at 7:30 p.m. Mayor Turk stated that this hearing is being called to consider potential projects for which funding may be applied under the 2006 Community Development Block Grant Program. It was explained that the grant money needed to be spent on projects benefiting primarily low and moderate income persons. The Southeast Utah Association of Local Governments in which the City of Blanding is a member, was expecting to receive approximately \$525,000 in this new program year. All eligible activities which can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Mayor Turk had City Manager, Chris Webb, then review several of the eligible activities listed including, (Examples such as: Construction of public works and facilities, ie: water and sewer lines, fire stations, acquisition of real property, provision of public services like food shelters, also eligible are loan programs for private businesses which would then hire low income persons and the program can also pay for housing rehabilitation for low income homeowners or for persons owning rental housing for lower income persons). Mr. Webb indicated that the City of Blanding has received a number of CDBG grants in the past through which they've been able to install curb and gutter in low income areas, water projects, and park rehabilitation projects. The City has handed out its capital investment plan as part of the regional "Consolidated Plan". This list shows which projects the City has identified as being needed in the community. It was asked that anyone with questions, comments or suggestions throughout the hearing please identify themselves by name, before they speak. The clerk will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing. Mayor Turk then opened the meeting for comments and suggestions from the public. Terry Ekker, Blanding City Engineer, informed Council that there are curb and gutter projects that still need

be done if the City would like to pursue a curb and gutter project. There were no other comments or questions from the public. Mr. Webb explained that if the money was distributed equally after the AOG receives their portions the County would receive around \$75,000. However, each project is analyzed on its own merits so we don't know how much we may get. It also depends on what other applications are received and the merit of those applications. Mayor Turk then asked for any further suggestions from the audience. There being no other comments, the hearing was adjourned at 7:50.

8. Mr. Webb presented the fire department report that was created in correlation with Fire Chief Hawkins. He explained it was a work in progress and that if they had things they would like to see to let him or Kent know. Chief Hawkins responded to questions and after satisfactory answers and a short discussion, Mayor Turk thanked him for the report and moved on.

9. Mr. Bret Hosler acting as President of the Legacy Trust reported that with a donation of \$2,000 that was just received from IUC that the Legacy Trust has reached its goal of \$100,000 to be raised by Blanding's Centennial Year 2005. He thanked Mr. Hochstein and all the community who have supported the fund raising effort.

10. Mr. Webb restated the request that was made by the Beautification Committee at the last Council meeting of \$3,000 to be used to plant, maintain, and expand the flower planting project on Main Street. He reminded council that the City had only budgeted \$1,000 for replanting and it did not include the requested expansion as presented by the committee. Councilmember Bayles suggested we use clean up monies for the project. Councilmember Johnson asked if we could use CDBG money? Mr. Webb explained that the timing of the CDBG process would not work for this project. After some discussion and gratitude for the work being done by the beautification committee, **Councilmember Bayles moved that an additional \$2,000 be used out of the clean up fund to fund the request by the Beautification Committee. The motion was seconded by Councilmember E. Johnson. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

11. Mr. Webb explained the enclosed Intermountain Power Project transfer agreement with Monroe City transferring 1 megawatt of power to Blanding of Monroe's allotment. This will include all the liabilities and benefits of the project when executed by the City. He explained some of the minor changes in the contract since it was last reviewed by City Council. **Councilmember Laws moved that Mayor Turk be authorized to enter into the Transfer Agreement with Monroe City and execute the document. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**



12. Mr. Webb presented the UAMPS Amendment to the Agreement for Joint and Cooperative Action with the cities. He then explained that the purpose of the amendment is to now allow non-equity members to serve on the board that are not equity members. **Councilmember K. Johnson moved to approve the amendment and give the Mayor the authorization to sign. Councilmember Pemberton asked if the amendment would mean that Blanding and the other equity members would lose influence and power in the administration and direction of UAMPS, and if numbers were limited. Mr Webb did not have an answer on the real effects, but knew it was being recommended by the Board. He reported that it was not urgent and could wait to the next meeting. Councilmember Johnson withdrew his motion and the item was tabled until the next meeting.**

13. Mr. Webb gave the status of the restroom project on the north recreation complex next to the high school. The project was now being presented for approval without the originally proposed weight room because Utah State Risk Management would not approve the room and provide insurance unless the weight room was manned with supervision all the time. Mr. Webb was asked if the room could be added later if things changed. He replied that it could, and that the design was left such that it could be easily added and still have access to the restrooms. Advise and consent was given by City Council to proceed with the project with the reported change in scope.

14. Mr. Webb pointed out a conflict with the next City Council meeting that was schedule for November 8, 2005, the same day as elections. He gave Council the option to move the meeting or cancel it at their discretion. After a short discussion, **Councilmember Laws moved to cancel the November 8, 2005 Council meeting and to notify the public. The motion was seconded by Councilmember E. Johnson. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

15. Mr. Webb presented again all the existing ideas for use of the Community Development Block Grant money that was being applied for this year. Councilmembers Laws and Bayles both spoke in favor of the Main Street Beautification and comfort station (restrooms) at the South City Park. Councilmember E. Johnson spoke in favor of the improvements at Centennial Park. Fire Chief Hawkins commented on the need for the expansion of the fire house with the water tender from the County. Andrew Tso with the Navajo Nation Office of the President asked about the possibility of adding a pay by the gallon water vending station for use by reservation residents. Councilmember K. Johnson commented on the Navajo Revitalization Funds that were available through the state to meet the needs for development on the reservation. After some other discussion on potential projects and priorities and funding sources, **Councilmember E. Johnson moved that the City apply for \$50,000 of expected \$75,000 to do the improvements at Centennial Park including the block maintenance building and the rest to go to Main Street beautification including additional flower and tree concrete planters and flat work, town clock and water feature. The motion was seconded by Councilmember Laws. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**Councilmember Bayles**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Mr. Webb presented a request from the fire department that they be allowed a natural gas connection at the fire station lot unmetered for training purposes. Councilmember Bayles asked how often it would be used and the potential cost to the City. Chief Hawkins explained it would be used only one or two times a year and that we were talking less than \$500 in gas usage. Council gave advise and consent to install the City owned connection at the fire station.

17. Mr. Webb presented a request from the schools that the City donate \$500 to the schools for a poster contest similar to the one that was sponsored as part of the Centennial Year Celebration. Mr. Webb further explained that the contest for the Centennial Year was a one time budgeted event and was not meant to be an ongoing annual contest. Council asked Mr. Webb to find out what the level of participation was last time and the projected participation this year and bring it to Council at the next meeting.

18. Councilmember Pemberton asked Mr. Webb to report on the status of the Blanding Welcome signs. Mr. Webb reported that the signs themselves had been delivered and were at the shop. The City is waiting for the steel mounting posts that were being shipped separately. He further reported that Dillon Seely has agreed to install these signs as an eagle project and with the help of his father construct the rock monument base for the signs. Also, that Mr. Dale Stapley with UDOT has approved a location for the signs and that permission was being sought from the property owners to allow the placement of the signs.

19. Mr. Hosler commented on a letter from the Planning Commission recommending changes to the Subdivision Ordinance. Some Council had not seen the letter and Mr. Hosler was asked to provide it to them again. It would then be followed up for discussion at a later meeting.

20. Mr. Andrew Tso from the Office of the President with the Navajo Nation spoke in open forum about the need for the City and the Nation to work together on improvements for the Blue Mountain Dine community located west of Blanding at Westwater. After some discussion it was recommended a meeting be scheduled to discuss potential improvements and participants. The Mayor suggested that the Utah Navajo Trust Fund administration, the County Commission, a representative from the Community, potential funders, and Mr. Andrew Tso meet to discuss. Councilmembers Bayles and K. Johnson asked if they could be included. Mr. Webb was asked to facilitate the meeting.

21. **Councilmember Laws moved to retire to executive session. The motion was seconded by Councilmember E. Johnson. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

22. Mayor and Council retired to executive session at 9:00 p.m.

23. Mayor and Council returned to regular session at 9:20 p.m.

Councilmember Laws moved to adjourn. The motion was seconded by Councilmember Bayles. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:22 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
October 11, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Kelly Laws

Eric Johnson

Keele Johnson

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Barbara Turk, Donna Jensen, Ruth Nielson, Randy Rarick, Kathleen Lyman, Lea Hurst, Elaine Johnson, Bonnie Meyer, Erik Grover, Ron Musselman, Sr., Ron Musselman, Jr., Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Chris Webb.

2. The Pledge of Allegiance was recited.

3. **Councilmember E. Johnson moved to accept the minutes of the September 27, 2005 meeting and financial disbursements as presented. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Donna Jensen, representing the Beautification Committee, discussed the plans they have for continuing beautification in the City. They would like to have hanging plants all the way down on the West side of Main Street. This would include 8 more baskets. Ruth Nielson has been in contact with Four Seasons Nursery and they have given her a decent price estimate on these additional baskets. They suggested that the City pay someone \$10/hr for 1 hour per day to water the baskets. This would be \$50/week. The Committee asked for an additional \$3,000 to continue this work. Mayor and Council thanked them for the work they've done on the community. Mr. Webb explained that there is \$1,000 in the budget at this time, but to increase the spending to \$3,000 would mean having to take it from another place in the budget.

This will be on the next agenda as a action item.

5. Mr. Jeff Black presented the 9/05 Natural Gas and Water Reports. Mr. Webb explained that he feels approximately 9 metered customers will be what the City needs to break even in the Natural Gas Department. He feels with the Elementary School, Dollar Store and new building at CEU that the City should break even this fiscal year.
6. Mr. Webb explained that the public hearing regarding the CDBG grant will be held at the next meeting.
7. Councilmember E. Johnson asked Mayor and Council to allow a letter to be written to the Recreation Board members explaining that as members of this board that they are held to a higher standard and that there is to be no arguing with staff, referees or coaches during City sponsored recreation events. Advise and consent was given for this letter to be written under Councilmember E. Johnson's signature as councilmember over Recreation.
8. Mayor Turk presented the Police Report for September 2005. There were 12 animals returned to owners.
9. A discussion began regarding the City sick leave policy. Mr. Webb explained that the only dollar amount that is recorded on the City's financial statements is the 50% of the total hours accrued, which can never be any more than 480 hours per employee whether they are allowed to accrue more than that or not. Mayor Turk explained that he did some research to figure out how this policy came to be. It was constructed by using comparable communities in the region. He explained that at the School District the amount that can be accrued is the same, but the District does not allow 40 hours to be changed from Sick Leave to Annual Leave each year and they only allow a 20% cash out instead of 50% at the end of service with the District. Mayor Turk further explained that if this was taken any further that he feels the total package should be looked at and not just one item. Councilmember E. Johnson feels the package as good as it is. Mayor Turk explained that one option that may take care of this issue is to allow an employee sick bank. Mr. Webb explained that he does not think there is a return on investment to make the changes that are being discussed. Councilmember Laws stated that this is by far more than he receives at his place of employment. Mayor Turk asked if there was anymore discussion on the subject and there was not.
10. Councilmember K. Johnson explained that he received a report from Mrs. Turk showing how many annual leave hours were lost last year by employees. The total was 284 hours lost last year. He explained that for some of the employees it was quite a substantial lost and he felt the employees should be commended for that.
11. Mr. Bret Hosler, City Planner, explained that the lights on the stop signs at the 4-way stop are being broken out and Dale Stapley with UDOT would prefer to pull those down and have one flashing light in the middle of the intersection, which is there now. Council decided to have Mr. Hosler write Mr. Stapley a letter asking him to update the flashing lights, not to take them down and ask him to come and have a look at the intersection and see what can be done to make it safer.
12. Mayor Turk began a discussion regarding public health and safety issues. He commended the property owners of the old Kigalia Theater. This site has been taken care of and looks very nice. He explained that he had a meeting with Kent Hawkins, City Fire Chief and was please to hear that Chief Hawkins feels 90% of the community has complied with the fire letters that were issued. Mayor Turk stated that a list needs to be compiled of vacant properties that have no metered connections to them. Councilmember Laws stated that he does not believe that the Fire Department has taken care of what they needed to. Mayor Turk stated that the end purpose of this issue is not to groom but to protect. The City administration is working with the fire marshall and a report will be submitted regularly like the one that is received now from the police department. Councilmember Laws stated that he would like a list of who the letters were sent to and he would like the fire department to make a list of who has complied and who hasn't. He further stated that when the department starts writing letters saying that the City is going to enforce something then it needs to be enforced and it hasn't been. Mayor Turk stated that the letters need to be more straightforward. Mr. Webb stated that Chief Hawkins had told him that the properties that Councilmember Laws is concerned about have complied and Councilmember Laws disagreed. Mayor Turk stated that he would meet with Chief Hawkins again and report back at this next meeting.

13. Mr. Webb explained that he has been approached by Mr. Glenn Gurney to consider a land lease with him at the airport. Mr. Gurney would like to lease land at the City Airport and build a hangar on that property. Mr. Webb stated that several airports have these kind of leases available. Mr. Gurney has asked for a 20 year lease with 2 - 5 year options. There are several different options that can be written into the lease. Councilmember Bayles stated that he felt the City should come up with 3 - 5 hangar options available to select from for building., Councilmember E. Johnson stated that the airport engineers should also be involved to make sure that the FAA specifications are met. Mr. Webb was given advise and consent to pursue such a lease. Councilmember E. Johnson asked Mr. Webb to look into what it would take to get another windsock.

14. A decision will be made at the next council meeting on how to handle the November 8, 2005 meeting as it is election day and the Council room will be being used for that purpose.

15. Councilmember K. Johnson explained that a Utah Transportation Committee meeting will be held in Blanding on October 21 and that the City ought to make a presence at that meeting.

16. Mr. Ron Musselman addressed Mayor and Council regarding the sewer project which was to be awarded to their company. He explained that a substantial hike in the price of pipe has come about since the time the bid was opened. He asked that the City cover the \$900 difference in the cost of the pipe, versus what they bid. Mr. Webb felt that the City could not do this as there were some portions of this bid that were bid higher than he felt should have been. After some discussion, the Mayor informed the Musselmans that if Council wanted to pursue it that it would be handled at a later meeting.

17. Councilmember K. Johnson moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:33 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
September 27, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Kelly Laws  
Eric Johnson  
Keele Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Recreation Director: Lisa Rarick

Others Present: Terri Laws, Neil Joslin, Clayton Long

1. Prayer/Thought - The prayer/thought was offered by Terry Ekker.

The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes of the August 23, 2005 meeting and financial disbursements with changes to #13 -City Recreation Board will complete Recreation Master Plan not City Administration. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember E. Johnson
	Councilmember K. Johnson
	Councilmember Pemberton

Those voting 'NAY'	NONE
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Those abstaining	Councilmember Laws
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constituting all members thereof, Mayor Turk declared the motion carried.

4. Councilmember Pemberton moved to accept the minutes of the September 13, 2005 meeting and financial disbursements. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Laws
	Councilmember Pemberton

Those voting 'NAY'	NONE
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Those abstaining	Councilmember E. Johnson
	Councilmember K. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

5. Mr. Chris Webb reported on the Legacy Annual Bike Ride Across Utah event. He explained there were riders from 26 states and Canada. Mayor Turk welcomed the riders to the community. This event grew by about 40 riders to a total of 100 riders.

6. Mr. Webb explained that the September natural gas rates went up \$2.00 a decatherm. Therefore, the City of Blanding will be raising gas rates from \$1.18 to \$1.38 this month to cover those increases. They will only be raised enough to continue at the same margins as before.

7. Mayor Turk explained that he received a letter from UDOT explaining that the ferry at Bullfrog and Halls will be closing on December 1, 2005 and will possibly reopen in the spring of next year. The last ferry was sold for little money in comparison to the \$5 million it costs to purchase a new one. Councilmember Bayles explained that the license was lost to transport people on this ferry and they cannot get it back, that is why it was sold.

8. Mr. Webb showed a plaque designating the Trail of the Ancients as a national scenic byway. This will open up other areas of funding.

9. Councilmember Bayles moved that Gary Guymon be allowed to take the old buildings on the City property on 500 South, with the stipulation that it will all be removed by March 31, 2006 and also that he sign a release of liability. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

10. A discussion began regarding the matching money for the Nations of the Native West. Mr. Webb explained that using these projects as matching money will not jeopardize the City using it as match money elsewhere. Councilmember Laws moved that upon request, the City will write a letter of support for the Nations of the Native West. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.



11. Mr. Webb began the discussion regarding the approval of the engagement letter for the hospital bond representation. He explained that this is just formalizing what is already happening. The City will be represented by Ballard & Spahr and that Blue Mt. Medical is paying the attorney fees. **Councilmember E. Johnson moved that the City approve the engagement letter with Ballard & Spahr after the amount on the letter is changed from \$14,000,000 to \$18,000,000. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. Mr. Webb presented the FYE 2005 Annual Audit. He explained that the City received no management responses on this audit for the second year in a row. After discussing the various aspects of the audit, **Councilmember Laws moved to accept the FYE 2005 Annual Audit. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

13. Mr. Webb explained that a second evacuee has come to Blanding. Ms. Lilly Porter, has been set up in an apartment at the North Kigalia Apartment Complex. Items have been donated to her for her apartment, such as furniture, kitchenware, etc. Mr. Webb asked if the Council would like to have the City pay her utilities for a six month period and explained the average cost on this apartment is \$78/month. Mayor Turk explained that the State and Local Governments should be able to recoup the monies spent on helping evacuees. **Councilmember Laws moved that the City will pay Ms. Lilly Porter's utilities for up to six months. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

14. Councilmember Laws began a discussion regarding the sick leave policy for City employees. He explained that he would like to change the policy to allow employees to accrue sick leave hours over the 960 hour cap which there is at this time, but continue to only pay out 50% of the 960 hours at retirement. Councilmember Laws feels that good employees who do not use their sick leave are being penalized for not doing so. Mr. Webb explained that he, as City Manager, recommends that the Council not change the policy as it reads now. He does not believe there is a return on investment for the City. Mr. Webb also believes this will increase the liability on the books and may affect the City's bond rating. Mrs. Kate Turk explained that she believed that only 50% of the 960 hours is accrued on the books at this time, so that amount should not change if the proposed change is made. Councilmember Laws asked Mr. Webb to check into the issue and come back to Council with information. Councilmember E. Johnson feels that even getting 50% is a great benefit and a bonus. Mayor Turk explained that he would assist in drawing up some different scenarios to see how it may affect the City in the long run.

15. Advise and consent was given to send a letter to Dale Stapley with UDOT asking the NO ENGINE BRAKE signs be installed in Blanding and that a copy of the noise ordinance be sent with it.

16. Mr. Webb explained that the 1 megawatt which the City was trying to obtain from IPP 1 & 2, has become available and the entitlement agreement needs to be signed. Mayor and Council instructed Mr. Webb to bring this agreement back to the next meeting for approval.

17. Councilmember Laws asked where the City is on the fire letters that were sent out. He also asked why these letters are not being backed up with enforcement as the letter stated would happen. Councilmember Laws feels the letters never should have been sent if they were not going to be enforced. Mr. Webb explained that he will get back with the College on the Old Theater property to see what's happening on that. Mayor Turk stated that at the "Key 3" meeting on Monday, he will discuss this issue with Fire Chief Hawkins.

18. Councilmember Laws asked about a buying schedule from International Uranium. Mr. Webb explained that the mill will not be putting out a buying schedule until they know they can use and process their own ore. He further stated that the mill is projecting it will be 2007 before they process any ore. Councilmember Laws asked the officials from IUC be asked to come to Council and give an update on their future plans.

19. Mr. Webb explained that regulations are such that the City may take their turn on the CDBG money this year instead of next. If this happens, public hearings will need to be held to discuss how the money could and might be spent. Mr. Webb was given permission to proceed with these public hearings as needed. Different projects were discussed at the meeting including curb & gutter projects, Centennial Park projects, Water projects, etc.

20. Mr. Webb, Mr. Hosler and Mrs. Turk each gave a report on the Utah League of Cities and Towns meetings that they attended the previous week. All felt the conference was well worth attendance.

21. Mr. Webb explained that CNHA has given him a copy of their sales report. He explained that Mr. Sumner Patterson has asked for this report and Mr. Webb wanted to get Council's approval before he gave the report to Mr. Patterson. Council gave permission to give this report to Mr. Patterson.'

Councilmember K. Johnson moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

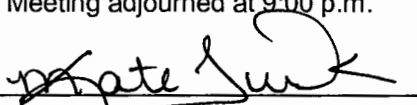
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:00 p.m.

By

A handwritten signature in black ink, appearing to read "M. Kate Turk", written over a horizontal line.

M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
September 13, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Kelly Laws  
Randy Pemberton  
City Clerk: Patricia Bartlett  
City Engineer: Terry Ekker  
Recreation Director: Lisa Rarick

Those absent:

City Councilmember: Eric Johnson  
Keele Johnson

Others Present: Barbara Turk, Clayton Long, Terri Laws, Neil Joslin, Mark Bradford, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Terry Ekker.
2. The Pledge of Allegiance was recited.

Councilmember Pemberton moved to accept the minutes of the August 23, 2005 meeting and financial disbursements with changes to #13 -City Recreation Board will complete Recreation Master Plan not City Administration. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember E. Johnson
	Councilmember K. Johnson
Those abstaining	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion defeated and these minutes will be brought back next meeting for approval.

4. Mr. Gary Guymon talked of moving the old buildings from the property that the City owns on 500 South. Mayor Turk said that this will be brought back to Council later as an action item if they choose to do so.
5. Lisa Rarick, Recreation Director, introduced herself and expressed her pleasure to be here. Mayor Turk welcomed her.
6. Mr. Terry Ekker, City Engineer, presented the August 2005 Water and Natural Gas Reports. Councilmember Laws asked if there could not be a column added which would show an estimate of how many connections it would take to pay for the City to break even on the natural gas. He also explained that the City only lacks 110 acre feet to have all reservoirs full and once Dry Wash is transferred that will be taken care of.

Mayor Turk presented the August 2005 Police Report. He explained that there is not a column which shows how many animals were returned to owner and how many were put down. Mayor Turk explained that he will get these figures added to this report.

8. Mr. Clayton Long talked of the matching request presented in the packet. Councilmember Laws asked where the money came from. Mr. Long explained the total grant will be \$2 million dollars. Councilmember Laws asked if the match could be used for other projects, too. Mayor Turk stated that he believed we could and Council can approve conditionally. This grant application is due November 1. Councilmember Bayles would like to address this further at the next meeting. Councilmember Laws wants to make sure this grant can be used twice. Mr. Ekker explained that this property is in the County and is adjacent to the City. Whether this can be used twice or not depends on UDOT. This will be put on agenda as an action item for the next meeting.

9. A discussion began regarding the Katrina Hurricane evacuees that have come to Blanding. Mayor Turk stated that he would like the City to pay the utilities for six months for one family. Councilmember Laws asked if we'd be forgiving these or paying for them through other funds. Mayor Turk stated that this would be paid for out of other funds. **Councilmember Laws moved that the City will pay the utilities for this one evacuee family for a period not to exceed six months and will do so by not forgiving the amounts, but by paying for them out of other funds. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

Councilmember K. Johnson

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. It was decided to table the issue of the hospital bond funding engagement letter and City administration was directed to investigate this to ensure there are no problems with it.

11. Mr. Ekker presented a bid summary for the sewer project. Musselman Plumbing was only bidder at \$209,382 which is significantly higher than engineers estimate at \$166,000. Musselman Plumbing is not willing to adjust their bid at this time. Mr. Ekker recommended to Mayor and Council that this bid be accepted without the 8" water line portion of the bid which would decrease the cost of the project by \$39,040 with a total of \$170,342. **Councilmember Laws moved that the City accept the bid from Musselman Plumbing for the sewer project at \$209,382 after which a change order will be issued excluding items #16 - #20. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

Councilmember K. Johnson

**constituting all members thereof, Mayor Turk declared the motion carried.**

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12. Mr. Ekker explained the possible Division of Wildlife Resources funding that may be available for projects at the 4<sup>th</sup> Reservoir as well as the stocking of additional 5,000 trout. He explained that there is plenty of money available if motorized craft are allowed on the Reservoir. Councilmember Laws stated that he does not want to compromise our culinary water by allowing motorized craft on the reservoir. Councilmember Bayles feels that this money ought to be redirected to Recapture.

13. Mayor Turk commented on the comments turned in at the Visitors Center. We are having a lot of visitation from Europe.

14. Mrs. Terri Laws asked what will happen to the water from this winter. Councilmember Laws stated that the City will have to give water away and Recapture will go down to Lake Powell.

Meeting adjourned at 7:50 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
August 23, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Randy Pemberton  
City Treasurer: Kate Turk  
City Clerk: Patricia Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Recreation Director: Sarah Swapp

Those absent:

City Councilmember: Kelly Laws

Others Present: Barbara Turk, Clayton Long, Bob & Joan Hosler, Kyle Hosler, Kari Palmer, Jayson Palmer, Crystal Holt, Sheila Black, Curtis Black, Neil Joslin, Scott Meyer, Shawn Jack, Jayden Raisor, Heather Raisor

1. Prayer/Thought - The prayer/thought was offered by Bob Hosler.

2. The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes of the August 9, 2005 meeting and financial disbursements with changes to the following: 1)#6 - recreation "position", 2)#9 - the extra costs on the histories will be passed on to customers, 3)#delete "he is awaiting a bid from a local supplier." Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk presented Centennial Eagle Scout certificates and thanked the following young men for their contributions to the community: Curtis Black, Jayson Palmer, Kyle Hosler, and Jayden Raisor.

Mr. Clayton Long gave an update on the Nations of the Native West. He explained that they hope to have something put together by November for grant purposes. This facility will be where the Nations of the Four Corners currently is housed. Council commended Mr. Long and the committee for this effort and development.

6. Mayor Turk presented a letter from Senator Hatch thanking the City for its insights on the illegal immigration and drug trafficking problems in our area. The letter explained that Senator Hatch has cited the problems facing Blanding in an exchange with Senator Gregg on the Senate floor. He will continue to work in the City's behalf on this issue.

7. **Councilmember E. Johnson moved that Council give approval for the hiring committee consisting of Councilmember E. Johnson, Councilmember K. Johnson, Chris Webb, Shawn Jack, and one other person not yet identified, for the Recreation Director position to hire after interviews are completed. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Bayles explained that he was not comfortable with relinquishing that control. Mayor Turk then called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**Councilmember Bayles**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.** Councilmember E.

Johnson explained that interviews will be held on Friday, September 2, and that the new director will start work on September 6.

8. Mayor Turk began a discussion regarding whether or not to cancel the City Council Meeting on September 13, due to the fact the Mr. Webb, Mrs. Turk, and Mr. Hosler will be absent. He explained that the hospital bond is at least a month out, therefore that is not an issue. Mr. Terry Ekker, City Engineer, explained that a bid opening on the sewer project will be held on September 8 and he would like to award the bid on September 13. The decision was made to hold the meeting as regularly scheduled.

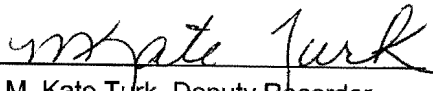
9. Councilmember E. Johnson explained that he has asked Ms. Swapp, Recreation Director, to explain the reasoning behind her leaving the City of Blanding for another position in Richfield. Ms. Swapp explained that she loved working for the City, she loved the people she worked with and appreciated the opportunity she has had in this position. Her main concern was that she felt she had to work extra hours, which she was not compensated for, to get the job done effectively. She suggested that a part-time, year round employee be hired to help the director in their duties. Ms. Swapp stated that she felt she needed to attend the adult games and many of the childrens games because of conflicts that occurred during these events. She also suggested that the recreation board could take on more responsibility, but she felt that may run off those who volunteer for that board. Councilmember K. Johnson asked if she had discussed these concerns with the City. Ms. Swapp explained that she had spoken to Mr. Webb about her concerns and that his solution was to work the 8 hours a day, flexible hours. Mayor Turk asked if this part-time position would have benefits. Ms. Turk explained that other than FICA and Workers Compensation, it would not. Mayor Turk and Councilmembers thanked Ms. Swapp for the job she has done in the last two years and wished her luck in her new positions. Councilmember K. Johnson stated that he felt this was handled wrong by staff and that he would like some answers as to why it was handled the way it was.

Councilmember K. Johnson explained that the Director of Fish and Wildlife has asked him to serve on their Board. Mayor Turk extended congratulations and felt that will be a great thing for the City of Blanding.



11. Mr. Neil Joslin asked who had applied for the recreation position. Councilmember E. Johnson stated that Chip Sharpe, Joe Mitchell and Lisa Rarick are the only applications at this time.
12. Mr. Scott Meyer, Recreation Board Member, thanked Ms. Swapp for the work she has done as Recreation Director. He voiced his concerns regarding the position and encouraged Council to seriously consider her recommendations for change.
13. Mr. Shawn Jack, Recreation Board Member, also thanked Ms. Swapp. He discussed his concerns about the constant turnover in the Recreation Director position. He stated that this position is burning people out and that there has to be a way to keep this from happening. Mr. Jack explained that the Recreation Board has dealt with this issue throughout. Councilmember E. Johnson asked Mayor and Council to please come forward with any suggestions or input they may have on this issue. Councilmember Pemberton stated that he would like to see a Recreation Master Plan developed by City Recreation Board. Councilmember E. Johnson stated that this will be worked on in the near future.
14. Mayor Turk asked where we were on the Entrance and Exit signs for the City. There is no one locally available to do these signs. Mr. Webb will be ordering those in the near future, he is awaiting a bid from a local supplier.
15. **Councilmember Bayles moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- |                           |                                 |
|---------------------------|---------------------------------|
| <b>Those voting 'AYE'</b> | <b>Councilmember Bayles</b>     |
|                           | <b>Councilmember E. Johnson</b> |
|                           | <b>Councilmember K. Johnson</b> |
|                           | <b>Councilmember Pemberton</b>  |
| <b>Those voting 'NAY'</b> | <b>NONE</b>                     |
| <b>Those absent</b>       | <b>Councilmember Laws</b>       |
- constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:10 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
August 9, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patricia Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Police Chief: Mike Halliday

Others Present: Barbara Turk, Cal Dean Black

Prayer/Thought - The prayer/thought was offered by Mayor Turk.

2. The Pledge of Allegiance was recited.

3. Councilmember Laws moved to accept the minutes of the July 26, 2005 meeting and financial disbursements with changes to the following: 1)#11 - Councilmember Laws wanted it shown in the minutes that the property between Jeff Black's and Harold Lyman's needs to be taken care of, 2)#14 - Councilmember Pemberton asked who was pushing the weight room and why ,” #)page 4 #19 should be #21. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk explained that the auditors had been here the previous week. One observation they made compared 2002 to 2005 in the Justice Court. They noticed the number of tickets have reduced. Mayor Turk explained to them that the police are focusing more on drug enforcement. Mr. Webb explained that this audit will be another clean audit. Councilmember E. Johnson suggested that Ms. Turk be commended on another clean audit and felt that flowers should be sent to do so.

5. Mayor Turk explained that the Police Report is a fiscal year-to-date not a calendar year-to-date report. Councilmember Pemberton asked for an addition showing repeat offenders compared to new offenders. Chief Halliday stated that he would see if that is a possibility. Mayor Turk explained that the August report will look different because of the outside contracting for the new dog catcher. Mr. Webb explained that Damon Orr has taken the dog catcher contractor for \$150/month and \$10/dog. The official contract began August 1. Councilmember Laws felt that Council should have been better informed on the situation.

6. Mr. Webb explained that Sarah Swapp, Recreation Director, has resigned. She will be taking a recreation department in Richfield. He explained that her position there will be a lot less stressful with less responsibility. He stated that when he asked Sarah what the City could do to keep her here she explained that they would have to hire someone else in her department to help her. The position has been advertised "open until filled". Only one qualified applicant has applied to this point. That is Mr. Chip Sharpe. Councilmember E. Johnson stated that he felt an advisory committee should be formed again to advise on hiring of this position. He explained that Sarah has done a great job in this position, but he would like the position filled as soon as possible. Councilmember E. Johnson stated that he felt there should be another councilmember on the advisory committee. Councilmember K. Johnson stated that he would be willing to serve on that committee. Councilmember E. Johnson explained that Sarah told him that she was leaving because she could not continue to work the long hours and not be compensated.

Mr. Webb made the Mayor and Council aware that the only other applicant that has filed for the open seat is Eric Grover who has filed to run for an open council seat.

8. Mr. Webb explained that the information reported in the San Juan Record was inaccurate regarding the Blue Mountain Hospital. Mr. Webb explained that they have been asked to reformat some of the presentation and that it was not "back to the drawing board". He explained that the resolution should be here soon and ready for approval. It is understood that the city will need at least two meetings before the resolution is approved. Councilmember Pemberton wants to make sure that no figures change when the resolution arrives.

9. Mr. Webb discussed the breakdown of the costs of the family histories. The status of the histories is the first 500 are done and ready for us to pick up in Las Vegas. Mr. Shumway has a different printer that he would like to use to print the next 1000 sets. The cost is now at approximately \$72.00/set. He asked Mayor and Council if we want to raise the price to \$72.00. Those signed up by advertised deadline will get \$50, those ordered so far will get them for \$65, but should we sell from here on out for \$72. Councilmember Laws asked why the cost continues to keep going up. Mr. Webb explained that we only had a contract for certain cost for 500 sets. The binders are now saying they cannot do it for that cost. Mayor Turk suggested that by increasing the price we may reduce sales and end up with more books. Mr. Webb recommended that the cost stay at \$65. Mayor Turk asked how Council felt. It was unanimous to charge \$72/set from here on.

10. Mr. Jeff Black presented the July 2005 Natural Gas and Water Reports. Councilmember Laws addressed a water issue. He explained that the Irrigation Company is very unhappy with him at this time. Councilmember Laws told the Irrigation Company that they could purchase 250 acre feet of water from the City at \$15/acre foot or equalize in the upper system per the written arrangement with the City and pay us back with early spring runoff. Mr. Laws explained to Council that the Irrigation Company wanted us to give them our stored raw water for free and that he had represented that we were not willing to do that. He gave a report on some of the historical dealing with the Irrigation Company and after some discussion, Council moved to the next agenda item.

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11. Councilmember Laws moved to give the Blanding City Police Department the right to give the unclaimed funds to the City of Blanding to be used as budgeted.. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

12. Councilmember Bayles discussed the issue of the fencing at the shop. \$3,000 was budgeted for chain link fence at the shop. Do we want to contract this out or have City employees do it? Mr. Black explained that he does not have the crews to get it done right away. Councilmember Bayles explained that the neighbors in the area are willing to put the fence up if the City buys the materials. Mr. Hosler suggested that the City consider a block fence if not the entire fence, then at least the front entrance to create good aesthetics. It was determined to have the City crews do the work and only do the front area around the shop with chain link only for now. Councilmember K. Johnson would like an estimate for block to do portion of this entrance area.

Mr. Webb explained that the Utah League of Cities and Towns is September 13-16. No members of the Council will be able to attend.

14. Mayor Turk asked where we were on the Entrance and Exit signs for the City. There is no one locally available to do these signs. Mr. Webb will be ordering those in the near future, he is awaiting a bid from a local supplier.

15. Councilmember Pemberton asked for an update on fire letters. Mr. Webb explained that the Fire Chief is determining who has complied with the first notice. It is going to be quite a process, but it is being worked on.

16. Councilmember K. Johnson moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:40 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
July 26, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler

Others Present: Barbara Turk, Terri Laws

1. Prayer/Thought - The prayer/thought was offered by Terri Laws.

2. The Pledge of Allegiance was recited.

3. **Councilmember Bayles moved to accept the minutes of the July 12, 2005 meeting and financial disbursements with changes to the following: 1)all voting items, Mayor Pro-Tempore Laws is considered a voting Councilmember even when acting as Mayor Pro-Tempore. Mayor Pro-Tempore Laws added that he voted in favor of all actions at the July 12, 2005 meeting. 2)#10 - should read "without adult supervision." 3)formatting errors on Page 3-4. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Councilmember Laws stated that he would like the Pledge of Allegiance to be said correctly in council meetings. There should be no pause after "one nation".

Mayor Turk read a letter he had drafted titled "Executive Privilege". This item discussed the nuisance ordinance issue, future goals and the Governor's Economic Summit. Mayor Turk asked Council's support for his drafting a letter to Martin Frey, Co-Chair of the Utah Department of Community and Economic Development, inviting him to meet with Blanding City officials.

6. Mr. Webb updated Mayor and Council on the status of the family histories. He explained that the quote received where the price of \$65.00/set was decided on was only for the first 500 sets. The binders have decided that they cannot do it for the first quote given and they have added a cost of .75 per book. Mr. Webb explained the difference in cost if only 1,000 were ordered vs. 1,500. After some discussion the Council decided to order 1,500 sets for resale.
7. Mr. Webb made the Mayor and Council aware that the IPP3 allocation commitment for the City of Blanding is now at 3 megawatts. He further explained that the City has not heard back on the IPP1 & 2 for the extra 1 megawatt.
8. Mr. Webb made Mayor and Council aware that as of today, Mayor Turk, Councilmember Bayles and Councilmember Keele Johnson have all filed to run again for the seats available. Mr. Erik Grover has also signed a declaration of candidacy for one of the council seats available.
9. Mr. Webb made Mayor and Council aware of the next centennial event which is a scrapbooking workshop that will be held on August 13, 2005. Only a few have signed up at this point.
10. Mayor Turk updated Council on the Illegal Immigration issue. He explained that he received a call from Senator Hatch's office making him aware that this issue was headed to the Senate Floor. The proposal specifically referenced Blanding. Mayor Turk also explained that an article had been written in the Deseret News regarding this issue and the serious problem our area is having with illegal immigration. The Senate has appropriated \$10 million for ICE restructuring in Utah. He asked Mr. Webb to draft a letter to Senator Hatch thanking him for his efforts to help solve this problem.
11. Councilmember Laws began a discussion regarding the nuisance ordinance. He feels that the City has outgrown this ordinance and that there are overlapping jurisdiction items in this ordinance. He recommended that this ordinance go back to Planning and Zoning to be reworked. Councilmember Laws had some concerns with the following sections of the ordinance: 10-311, 10-313, 10-315, 10-331, 10-332, 10-333, 10-345, and 10-351. Councilmember E. Johnson asked about the Federal and State authorities that have jurisdiction in some of these areas and why aren't they enforcing them? Councilmember Laws stated that someone just has to make a call to the agency needed. Councilmember K. Johnson stated that in some of these areas that the proof is determined by a "reasonable" person. This is supposed to keep people from coming in just wanting to cause problems. Councilmember Laws stated that he could pick a group of people that he considers reasonable and that someone else may disagree with his definition of reasonable. Councilmember Pemberton feels that there is a lot of redundancy in this ordinance and would like to see it consolidated. Mr. Webb explained that the City is in the process of recodification of its ordinances and in that process you are allowed to make minor changes without having to hold a public hearing. This may be a chance to fix some of those redundancies. Mayor Turk asked why is the Council trying to fix something that isn't broken. This ordinance has been on the books for 27 years and there hasn't been an issue. Why are we wanting to give up local control and turn it over to external control? Mayor Turk stated that if the confidentiality of the person filing the complaint could be kept, this ordinance could work. A lot of times people don't file a complaint because of the trouble it may cause. He further stated that he is comfortable and confident enough in our community to know that the majority of issues that are out there don't require the force of law. It just takes education. Mayor Turk explained that in terms of the letters sent by the Fire Marshall, a 30 day deadline was given and that deadline has now passed. The City now needs to take care of these problems and send the bill to the property owner. Councilmember Laws stated that the right-of-way between Jeff Black's and Harold Lyman's needs to be cleaned up.

Councilmember Laws explained that it took six years on this council to resolve the animal issue. Mayor Turk stated the reasons he put the executive privilege in writing is to make sure it was on the record how he feels. He agreed with Councilmember Laws that the Council needs to receive input from the Planning and Zoning Commission and that input needs to be given to those involved in the recodification process and see what comes out of that before we readopt. Councilmember Laws explained that he does not feel the City should give up it's enforcement of health and safety issues. But he doesn't feel that should be defined in the nuisance ordinance. Councilmember E. Johnson stated that no letters should be sent out to citizens concerning fire hazards until the City has taken care of it's own. Council agreed. Councilmember Pemberton asked if the City is going to start taking care of mowing, etc. or is another notice going to be sent. Mayor Turk stated that Chief Hawkins needs to decide who has complied and who hasn't and the City needs to make contact with the property owner that the City is going to clean up the property and the bill will be sent to them. Council agreed that the next fire letters need to define the "fire break" issue.

12. Mr. Webb explained that there is training in Monticello on August 17, 2005 on managing public nuisances.

13. Mr. Webb explained that the first draft of the recodification process has been received. Throughout the draft there are red lines of suggested changes. Council feels that staff should make their recommendations on changes and then the draft needs to come to them to look at.

14. Mr. Webb discussed the proposed agreement with San Juan School District regarding the asset construction and management of the restrooms at the football field. Councilmember Pemberton asked who and why was pushing the weight room. Councilmember E. Johnson explained that the community will be able to use this weight room and that it's more accessible than the current facility. Councilmember Pemberton would like to see a recreation master plan. Councilmember E. Johnson said that he would present that to the Recreation Board and see what they can put together. There was some concern about scheduling and Mr. Webb explained that it's been decided that there will be no classroom space there, so there shouldn't be too many conflicts in scheduling.

15. Councilmember E. Johnson continued a discussion from the previous meeting regarding the newly constructed skatepark facility. He would like to see signs stating that there are no bicycles or skateboards around the concession and ballfield areas. Council requested that signs be posted to this effect. Councilmember Bayles suggested that bike racks need to be placed at the fourplex.

16. Councilmember E. Johnson has some concerns regarding eagle projects. He would like the City to make sure that there is some quality control and that the projects are being kept to Eagle Scout Standards.

17. Mr. Webb explained that there are 3 more eagle projects that were completed this week. They are the horseshoe pits at Centennial Park and Walter C. Lyman Park and the impound yard at the Police Station.

18. Councilmember Pemberton asked when Pioneer Park will be open for use. Mr. Webb explained that the grass is almost ready to mow and then it will be open.

19. Councilmember K. Johnson asked where the City is on the sidewalk on 200 N and 100 E. Mr. Ekker explained that he is working on getting a school zone there, but there is no money budgeted for sidewalk. Councilmember K. Johnson stated that it should be a high priority to get a sidewalk in there.

20. Mayor Turk stated that he had a family from St. Louis, MO look him up to specifically tell him how much they appreciated the Visitors Center in Blanding. They stated that it's the best they've seen and the facilities are the cleanest they've experienced. They also made Mayor Turk aware that the people working at the Visitors Center are very helpful. Mayor Turk thanked those working at the Visitors Center for the good work that they do.

21. Councilmember K. Johnson moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

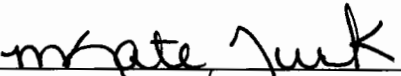
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:45 p.m.

By

  
M. Kate Turk, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
July 12, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patricia Bartlett  
City Engineer: Terry Ekker  
Police Chief: Mike Halliday  
City Planner: Bret Hosler

Absent:

Mayor: Toni Turk

Others Present: Kay Johnson, Neil Joslin, Doug Hunter, Kyle Tate, Cal Dean Black

1. Prayer/Thought - The prayer/thought was offered by Terry Ekker.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to accept the minutes of the June 28, 2005 meeting and financial disbursements with a change to #11 - adding the discussion that was held regarding handling the bond issue in two separate meetings. The first as a discussion item and the second as an action item." Councilmember Pemberton seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Mayor Pro-Tempore Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Mr. Webb presented the June 2005 Natural Gas and Water Reports.

Chief Halliday discussed the following items with Council:

- A. Requested that signs be posted at the 4<sup>th</sup> Reservoir explaining that there is no swimming.
- B. Presented the Police Report for June 2005. He explained that the department has been dealing with shortages, due to vacations and medical leave. Councilmember Pemberton commended the department on the job they are doing considering the shortages.
- C. Explained that there are 5 vehicles that need to be advertised as abandoned property. There are also several bicycles. In researching the issue of the \$75,000 in abandoned money, they have taken all the steps and now have to post in the paper and their office for 8 days before it can be claimed. Asked for approval to advertise to sell the abandoned property and post the abandoned money also.

**Councilmember K. Johnson moved to advertise to sell the abandoned property as well as publish the information needed to take possession of the abandoned money. Councilmember E. Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Mayor Pro-Tempore Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

Chief Halliday asked that an action item be put on the next agenda to take possession of the abandoned money.

- D. Councilmember Bayles asked where we were at on hiring of a dog catcher. Mr. Webb explained that it would be advertised in the paper this week. Councilmember Bayles asked why this had not been taken care of sooner. Mr. Webb explained that he was waiting for the first of the fiscal year to advertise this position. Chief Halliday explained that because of the shortage of manpower they have not been taking care of as many animals as in the prior years month of June.
- E. Chief Halliday explained that the Police Department had a relatively quiet 4<sup>th</sup> of July with the addition of all the visitors to town.

6. Mr. Webb explained that a Thank-You ad was placed in the paper for all those who helped make the 4<sup>th</sup> of July Centennial Celebration a success. He explained there was approximately 5,000 people at the fireworks. There were relatively few negative comments regarding the celebration. Councilmember E. Johnson thanked everyone involved including the City Staff and stated he has heard nothing but good comments. He also felt the citizens should be commended. Mayor Pro-Tempore Laws heard one negative comment in regards to the four-wheelers and motorcycles being allowed to come back up the parade route after they have finished the parade. Councilmember E. Johnson suggested that the budget be opened and to try to make the larger celebration an annual event. Mayor Pro-Tempore Laws agreed. Mr. Webb stated that several things could be incorporated each year without much extra cost.

7. Mr. Webb discussed the mandatory sewer hookups for Pioneer Estates and Palmer Hill. He requested permission to proceed where needed against those who have not done what was required. Approval was given by Council.

8. Mr. Webb made Council aware that the auditors will be here the week of August 1-5 to conduct the City's annual audit.

Mr. Doug Hunter with UAMPS reported on the City's electrical supply contracts and the status of contract renewal and pricing. He answered questions from council and some discussion took place. He also reviewed the IPP-3 Power project and the status and potential of the City increasing their allotment to 3 megawatts. He reported that 3 megawatts are available if the City wants to increase the allotment. Council gave advice and consent to Kay Johnson to increase IPP-3 allotment to 3 megawatts based on the fact that a portion can be laid off later if needed.

10. Mayor Pro-Tempore Laws began a discussion regarding the skate park. He has had reports of foul and abusive language, smoking and drinking and big kids running littler kids off the park. Mayor Pro-Tempore Laws asked who is enforcing the rules and is there a way to enforce these rules. Mr. Webb explained that he feels there needs to be more education for the public, talking of the seriousness and if there are problems to please call the police and have them dispatched to the park. Mayor Pro-Tempore Laws if someone abuses these privileges what are the penalties. Mr. Webb explained that there will be some subjectiveness in enforcing. The Police Department is the judge and they will decide the seriousness, etc. of infractions and how long use of the park will be suspended. Mayor Pro-Tempore Laws feels that a slap on the wrist is not enough. The enforcement needs to be very serious and stiff so the park remains a good place for any kid to be. All Council agreed that strong police presence is needed and that they need to be very firm to begin with on the enforcement. Mayor Pro-Tempore Laws wanted to be sure that he is not qualifying all skaters as bad, but only one individual can make a bad impression. It was decided to post a sign stating that no one under five is admitted without adult supervision. Also, the City will post to report violations to the police department with their phone numbers posted. Councilmember Pemberton suggested the signs be of few words and clear to understand.

11. Mr. Webb began a discussion regarding the expansion of the Visitors Center. The additional operating cost originally would be \$12,000. They are now discussing scaling it back and just build out the basement and to put the deck on the back. The additional cost for this would be \$4,000 and they feel that the sales would cover the additional operating costs. He explained that the City's exposure is the cost to Leasure and Assc. to handle the expansion and the \$4,000 a year in additional operating costs. Councilmember Pemberton asked why the City is considering this. Mr. Webb explained they will add more of a museum to learn more about this area's pioneer history and tie into a new market campaign "Where God Put the West". This will be correlated with the County and the expansion of the Nations of the Four Corners Project. The movies that were made in this area will pull foreigners in to the museum. Councilmember Bayles feels the City should try to get the County more involved in the project. Councilmember Pemberton is concerned about the expansion of the store when there has been concern from City merchants on this issue already. Mr. Webb explained that this is expansion of museum, not the store. Councilmember Bayles suggested a soda machine be put at the Visitors Center. Councilmember Pemberton would like to ask the City merchants if they would feel this as a threat before beginning the expansion. Council gave advice and consent to pursue without Councilmember Pemberton's approval.

12. Mr. Webb advised that declarations of candidacy are available July 15 - August 15, 2005. There are two council seats and the mayoral seat up for election.

13. Mr. Webb explained that the letter regarding the ferry closure at Lake Powell is all signed and will be sent out right away.

14. Mayor Pro-Tempore Laws would like a copy of nuisance ordinance at the next meeting and would like it on the agenda under his name as an discussion item. He is concerned that the City is getting into an area that may not be where City wants to go. Mayor Pro-Tempore Laws feels this should be up to the neighbors to decide what is a nuisance to them. He feels the nuisance ordinance needs to be done away with or rewritten. He does not feel that the City has a right to determine that what is in citizens backyards is or is not a nuisance. Mayor Pro-Tempore Laws explained that if the neighbors don't feel something is a nuisance, does the City have the right to determine that it is? Councilmember E. Johnson explained that he received a fire letter regarding a property that has since been sold, but that it is in an

undeveloped part of town. Does the City have the right to make property owners get rid of their pasture, etc.? Mr. Webb explained that the Fire Department is requesting that a fire break be made between the land and the homes near it. Councilmember K. Johnson feels that the letters sent out on cleaning up property, etc. were extremely effective.

15. Councilmember Pemberton explained that the live web cam was installed on the School District office building looking South down Main Street. It can be viewed on the internet. This will eventually be on the National Weather Service page on the internet. He gave a demonstration of the camera on line to Council.

16. Councilmember Bayles moved to retire to executive session. Councilmember K. Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Mayor Pro-Tempore Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

17. Council retired to executive session at 8:35 p.m.

Council returned from executive session at 8:48 p.m.

19. Councilmember E. Johnson moved to adjourn. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Mayor Pro-Tempore Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

Meeting adjourned at 8:48 p.m.

By

  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
June 28, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Engineer: Terry Ekker  
Police Chief: Mike Halliday  
City Planner: Bret Hosler

Absent:

Mayor: Toni Turk

Others Present: Kay Johnson, Lynn Stevens, Dan & Glenna Webb, Lori Webb, David Webb, Mason Lyman, Phil Mueller, Joe B. Lyman, John Brake

1. Prayer/Thought - The prayer/thought was offered by Kay Johnson.

The Pledge of Allegiance was recited.

3. **Councilmember Pemberton moved to accept the minutes of the June 14, 2005 meeting and financial disbursements with a change to #16 - "run a little businesses", should be "run a little business." Councilmember E. Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

4. Mayor Pro-Tempore Laws presented Centennial Eagle Scout Certificates to Mason Lyman and David Webb and congratulated them on their hard work.

5. Mr. Webb gave an update on the Centennial Celebration. He explained that the histories will not be completed in time for the 4<sup>th</sup> of July. The final price per set will be \$65.00 with those ordering by March 30 still receiving the \$50 price. Mr. Webb explained that they've guaranteed 50 full sets for the 4<sup>th</sup> of July. Mr. Lynn Stevens explained that Governor Huntsman will be speaking at the sunrise service on the 4<sup>th</sup> of July. After which, he will leave immediately to fly to Provo for air parade. Mr. Webb explained to Council that staff has built a float for them to ride on and they need to arrive at the high school by 9:30 a.m. Mayor Pro-Tempore Laws thanked Mr. Stevens for his efforts in getting Governor Huntsman to come to Blanding.

Mr. Webb discussed the letter received from the Utah Department of Transportation regarding the shutting down of the ferry at Halls Crossing. He explained that this decision was made without any input from the community. Mr. Lynn Stevens explained that both the Lt. Governor and the Governor do not feel this is the solution to the problem at Lake Powell. They are working to keep the ferry open. Mr. Stevens stated that public input would be helpful to the cause. Advise and consent was given for Mr. Webb to draft a letter for Mayor and Council to sign opposing the closing of the ferry.

7. Mayor Pro-Tempore Laws complimented the City Staff on the water situation. He explained that as of June 16, the 4<sup>th</sup> Reservoir is full, the 3<sup>rd</sup> Reservoir is full, Starvation was originally filled on March 27 and now has 585 of 600 acre feet in the reservoir.

8. Mr. Webb presented the Development Agreement between the City of Blanding and UAMPS committing the City to costs and terms of the development of IPP-3 power plant in Delta. Mr. Kay Johnson reported the commitment is for 2 megawatts. Council questioned the amount, since it had been reduced from the 2.5 megawatts originally discussed. Council instructed staff to pursue 2.5 megawatts believing it could use the increased amount from growth by 2011. **Councilmember K. Johnson moved to approve the Development Agreement for IPP-3 Power Plant with UAMPS. Councilmember E. Johnson seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.** Mr. Johnson also reported on the possibilities of the City obtaining one megawatt of IPP 1 and 2 from another Utah City. He was instructed to pursue this acquisition with the understanding that Blanding City would not be required to come up with any up front money.

9. **Councilmember E. Johnson moved to adopt Resolution 2005-5 Adopting the Certified Tax Rate of .00354. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

10. **Councilmember K. Johnson moved to adopt Resolution 2005-6 Opening and Adjusting 2004-2005 Fiscal Year Budget. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Pemberton

Those voting 'NAY'

Councilmember Bayles

**constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.**

11. Mr. Neil Joslin asked where the City was on the bond issue for the hospital facility. Mr. Webb explained that the City is waiting for the resolution. In order to pass the bond itself there must be a bond resolution and it is still being prepared. Mayor Pro-Tempore Laws explained that if the bond resolution is not received at least a week previous to a council meeting, then it should not be on the agenda as an action item. It was discussed that this should be done in two separate meetings. One meeting for discussion and the next meeting as an action item.

12. Councilmember Pemberton moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

13. Council retired to executive session at 8:05 p.m.

14. Council returned from executive session at 8:18 p.m.

15. Councilmember Bayles moved to adjourn. Councilmember Pemberton seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

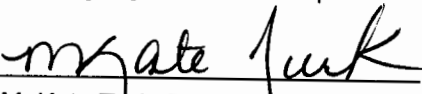
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

Meeting adjourned at 8:19 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
June 14, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Eric Johnson

Keele Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

Recreation Director: Sarah Swapp

Police Chief: Mike Halliday

Others Present: Cal Dean Black, Grant & Debra Imel, Neil Joslin, Gene Orr, Barbara Turk, Sumner Patterson, Julie Meyers, LaRue McDaniel, Alene May, GeorgeAnn Burtenshaw, Steve & Letha Burtenshaw, Nora Black, Clea Johnson, Mark Mueller, Phil Mueller, Ray Palmer, Lynn Stevens, Jessie Baylor, Jim Kensley, Huck Acton, Rick Grant, Pauline Oshley, Carolyn Hunt, John Lyman, Craig & Sherrie Stanley, Scott Young, LeGrande Black, LouAnn Grover, Stan Hurst, Dennis & Edith Anderson, Donna Jensen

Prayer/Thought - The prayer/thought was offered by Gene Orr.

2. The Pledge of Allegiance was recited.

3. **Councilmember Laws moved to accept the minutes of the May 24, 2005 meeting and financial disbursements as presented. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mr. Sumner Patterson, owner of Purple Sage Trading Post, presented a letter to Mayor and Council from several businesses who have concerns about the City's Visitors Center competing with their businesses. Mr. Patterson asked that the Visitors Center refrain from selling items that are in direct competition with their businesses. He explained that these businesses are competing with an entity that is being funded by the taxpayers. A lengthy discussion ensued, after which Mayor Turk explained that this issue will be discussed again later in the meeting.

Mr. Webb gave an update on the Centennial Celebration. He explained that they are still waiting to hear on the National Guard Band. The Bi-State conference will not be happening. The City will have a booth to sell histories, coins and throws and he asked for volunteers to man this booth. Governor Huntsman is planning on being at the Sunrise Service to speak after which he will fly to Provo for their parade.



6. Mayor Turk explained that 10 vehicles & 38 appliances have been removed. 17 letters have been sent requesting vehicles be removed from the City right-of-way of which 9 have been moved. 96 weed letters have been sent. Mr. Webb asked if Mayor or Council would like letters sent to someone that has not yet received one to let him know.

7. Mayor Turk began a discussion regarding the Police Report. Chief Halliday explained that Sunday night the Highway Patrol stopped a vehicle and when they called out Officer Shumway with the drug dog, the dog continued to try to get under the vehicle. The car was taken to Monticello and put on a lift at which time it was discovered that the vehicle had a dual exhaust and that one side was blocked off and in this side they found five kilos of cocaine, which has an approximate street value of \$500,000.

8. **Councilmember K. Johnson moved that the meeting move into public hearing regarding the Limited Obligation Hospital Facility Revenue Bonds. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

The public hearing regarding the Limited Obligation Hospital Facility Revenue Bonds opened at 7:30 p.m. Mayor Turk explained that this public hearing is not to discuss whether or not a hospital will be built in Blanding, but it is regarding whether or not a bond obligation will be endorsed by the City and the City act as a conduit for the required limited obligation bonds. Mr. LeGrande Black spoke in opposition of the City being involved in the bond obligation. Mr. Grant Imel, Mr. Steve Burtenshaw, Mr. Dennis Anderson, Mr. Craig Stanley, Mrs. LaRue McDaniel, Mrs. LouAnn Grover, Mrs. Letha Burtenshaw, Mrs. Donna Jensen, Mr. Jim Kensley and Ms. Pauline Oshley all spoke in favor of the Cities involvement in the bond obligation.

10. **Councilmember K. Johnson moved that the meeting move out of public hearing regarding the Limited Obligation Hospital Facility Revenue Bonds. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

11. The public hearing closed at 7:47 p.m.

Mr. Jeff Black, General Services Director, presented the May 2005 Natural Gas and Water Reports. Mr. Webb explained that the 4<sup>th</sup> Reservoir is full and stated that staff recommends beginning to use the 4<sup>th</sup> now. Councilmember K. Johnson felt that the City should wait until Friday the 17<sup>th</sup> and then begin using the 4<sup>th</sup> Reservoir. Councilmember Pemberton felt it should be left up to Mr. Fleming, the Water Superintendent.

Mr. Bret Hosler, City Planner, just wanted to give a reminder to anyone who may be adding on or doing any remodeling that they need to check with the City to find out if they need a building permit.

14. Councilmember Laws moved to adopt Resolution 2005-4, the 2005-2006 Fiscal Year Budget.

Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.

Councilmember Bayles explained that he realizes that a lot of hard work has gone into this budget and there are a lot of good things in the budget, but he disagrees with the abandoned money being used to balance the budget. He explained that there is a drug problem in our community and he is saddened that this money is not being used for drug enforcement. He also disagreed with the \$47,000 budgeted for an aerial photo. Councilmember Bayles asked why there is not some budgeted every year instead of a lump sum of \$47,000 in one year. Councilmember E. Johnson explained that he missed the last meeting and that he would not have supported that much money going toward City Cleanup. Mayor Turk explained that the amount of money that is expended will be recovered through legal proceedings if need be. Hearing no other discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

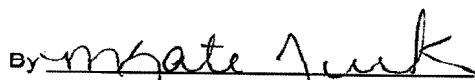
Councilmember K. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

15. Mr. Webb presented that preliminary numbers on the entrance to the City signs. A 16 foot sign by 8 foot high for a one sided sign will cost \$5,815. Mr. Webb also presented a preliminary work up of what the sign will look like. Councilmember Bayles would like the population added to the sign somewhere. After some discussion, advise and consent was given to Mr. Webb to proceed with a one sided sign at each end of town, with the intent to add a second side possibly in the next budget year. They also asked to make sure the sign is lit.

16. Councilmember Laws began a discussion regarding the Visitors Center issue discussed earlier in the meeting. He asked what the vision of the Visitors Center was. It should be to help the whole community. A comment was made that the Edge of the Cedars visitation has increased substantially and Huck's Museum has not. It was suggested that this is because the Visitors Center employees are not sending referrals to Huck's. Mr. Webb stated that he does not believe that is an accurate statement. Mr. Webb explained that the City is in competition in providing information, but that is a good thing. There are over 200 businesses in Blanding. He stated that there are brochures from any business that would like to advertise in the Visitors Center. Mr. Webb explained that CNHA is a private not for profit corporation that is set up to run a little business to provide information type items. He further stated that the Visitors Center is purposely not selling rugs, jewelry, etc. Mr. Webb explained that the City does have a contract with CNHA to the year 2007 and if the City tells them we don't want certain things sold here, we will lose them completely. Councilmember Laws asked Councilmember Pemberton to take this issue to the Chamber of Commerce meeting and let them help figure out this problem. Councilmember Pemberton agreed to do so.

Meeting adjourned at 8:55 p.m.

  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 24, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Keele Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
Recreation Director: Sarah Swapp

Absent:

City Councilmember: E. Johnson

Others Present: Clayton Long, Barbara Turk, David & Donna Turk, Dan & Carla Machacek, Ryan Turk, Cameron Turk, Timothy Turk, Mikki Palmer, Larry Turk, Kelby Turk, Palmer Turk, Jessie Grover, Terri Laws, Steve Lovell, Talia Kartchner, David Carr, Lisa Carr, Jens Wilson, Calvin Blake

1. Prayer/Thought - The prayer/thought was offered in Navajo by Clayton Long.
2. The Pledge of Allegiance was recited.
3. **Councilmember Laws moved to accept the minutes of the May 10, 2005 meeting and financial disbursements with the following changes to the minutes: 1)#19 - Councilmember Laws was present and voted in Favor, 2)#13 - should read "May 14<sup>th</sup>". Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Mayor Turk presented four young men with Centennial Eagle Scout Certificates. These young men in attendance were David Carr, Kelby Turk, Ryan Turk and Jens Wilson. Mason Lyman, Jason Palmer and David Webb have also earned their certificates, but were not in attendance.

5. Ms. Talia Kartchner, Senior Class President, requested that the graduating class be allowed use of the pool on graduation night for no charge. Advise and consent was given on this issue.

6. Mr. Calvin Blake petitioned the City Council for an outlet on the water line that goes to Dave Guymon's fields. At the time the line was installed the family was asked how many outlets they would like and Mr. Guymon only chose to have one. Mr. Blake would like to lease up to 5,000 shares a year depending on how much was available for secondary water use.

7. Mayor Turk began a discussion regarding the "City Beautification" issue. He explained that he has given an executive order that the City facilitate further cleanup efforts by having old vehicles and appliances picked up for no charge. Sgt. Will Walker has stated the availability of the National Guard's help in these efforts. Councilmember Laws asked if the Mayor could do this without Council's approval. Mayor Turk explained that as the City Executive Officer, he has the right to enforce ordinances and that is what he is trying to accomplish. By doing this, the City has begun to have others clean up their properties, which haven't been able to in the past. Mayor Turk explained that the City has problems throughout it's limits. If there is a fire and the City has not enforced it's ordinances, then the City may be held liable for damages. Mr. Webb explained that at this time a process must be followed which is, 1)giving a property owner 10-20 days to take care of their property, 2)if they do not respond within the time allotted, the City will cleanup the property and charge the owner for this work, and 3)if the owner does not pay the City for the work there are three avenues the City can take to rectify the situation: Attach the bill to their property taxes, criminal action or file a civil suit. Mayor Turk presented a letter from Chief Halliday regarding the use of the \$75,000 that was seized. This discussion will continue during the budget session later in the evening.

8. **Councilmember K. Johnson moved that the meeting move into public hearing regarding the proposed 2005-2006 Budget. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

9. The public hearing regarding the 2005-2006 budget opened at 7:30 p.m.

10. Mr. Webb explained that the budget is at the City Office for anyone to review. He also explained that there is a proposed .50 per month rate increase in sewer rates and \$1.00 per month rate increase in solid waste disposal. There was no one signed up to speak on the issue.

11. **Councilmember K. Johnson moved that the meeting move out of public hearing regarding the proposed 2005-2006 Budget. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

12. The public hearing closed at 7:32 p.m.

13. Another discussion began regarding how the \$75,000 should be used and if it is actually going to be available for use. Councilmember Laws stated that the Police Department does not have the final say as to where this money will be spent if it becomes available for the City's use. Mr. Webb explained that research is still being done to clarify if the money will be the City's and in what time frame. Councilmember Laws was concerned with the portion of the executive order that included properties outside of the City limits and he felt that the City should not be paying to have properties not in the City limits cleaned up. Mayor Turk explained that the executive order regarding the cleanup will not necessarily be a money issue, with the Guards help and other options there are no dollars involved.

14. Mayor Turk discussed the possibility of forming a Rotary Club. He explained that Rotary Clubs work with Community Economic Development and that he has background with Rotary as he was a president of a Rotary in Texas.

15. Mr. Webb presented the Municipal Bond documents for review if Mayor, Council or public wished to do so.

16. Mr. Clayton Long address Mayor and Council regarding the idea of promoting our community with "Where God Put the West". He explained that Blanding needs to have a way to draw more Native Americans to our area and this may be a way to do this to make our City not just a K-12 setting. They would like to have this become an interactive type center. Mr. Long explained that at some point they will come to the City of Blanding asking for matching funds. Mr. Webb explained that the things Mr. Long is discussing would be centered at the Nations of the Four Corners. There are also things in the works that could expand the City Visitors Center. We would use the "Where God Put the West" as a marketing slogan to get people in the door and inside there would be expansion areas which would include a section about mining, a section about lumber, pioneers, Hole-In-The-Rock, etc. and these facilities would hopefully interact with each other.

17. Mayor Turk explained that Chief Halliday notified him that while working with ICE yesterday, 29 illegals were detained and transported. The interesting thing in this process was that the ICE agent made a comment that their headquarters office has had discussions about locating an office in Blanding.

18. Mr. Webb explained that there will be an ad in the paper tomorrow advertising a public hearing with respect to the issue of the City of Blanding facilitating tax exempt financing for Blue Mountain Hospital. They are a not for profit private corporation and they qualify for tax exempt status. In order for this to happen, the community in which they are building must act as a conduit to allow the issuance of the bonds. The City will not have to pledge any of its credit for the \$18,000,000 and the City's debt capacity will not be affected in any way. The City's bond ratings will not be affected in any way, even in the event of default. They cannot look to the City or it's citizens for repayment and we will incur no obligations or cost by going through this process. By doing this, the City will benefit by having improved health care. The City's efforts would help Blue Mountain Hospital to reduce their interest rate by around 3% which is \$540,000 a year. This savings by Blue Mountain Hospital can transfer to the Citizens of Blanding. **Councilmember Bayles moved to adopt 2005-3 A Resolution of the City Council (The "Council") of Blanding City (The "City"), San Juan County, Utah authorizing the issuance and sale of not more than \$18,000,000 aggregate principal amount of the City's Hospital Facility revenue bonds, Series 2005 (Blue Mountain Hospital) to finance the acquisition, construction, equipping and furnishing of a new hospital facility; providing for the publication of a notice of bonds to be issued and a notice of public hearing; providing for the running of a contest period; and related matters. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

19. Mayor Turk began a discussion regarding the Veterans Memorial Contribution. He explained that he has been informed by the committee that this will be a San Juan County Memorial and that the back of the memorial will have the names engraved of all those Killed In Action from San Juan County. He further explained that the names will be engraved in chronological order and there will be room for others. **Councilmember Laws moved that a letter of intent be written that the City will participate in the amount of \$2,000 as long as this will be a San Juan County Memorial. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

20. Mr. Terry Ekker, City Engineer, recommended that LeGrand Johnson Construction be awarded the asphalt bid \$124,926.00. This will include work on 1200 S 100 E, 800 S, Moki Dr., Navajo Dr., and 200 N from 500 W to 600 W. **Councilmember Laws moved to award the asphalt bid to LeGrand Johnson Construction in the amount of \$124,926. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

21. Mr. Webb asked for permission to place an ad in the newspaper asking for volunteers to replace Lynn Stevens as Fourth of July Chairman and Sylvia Stubbs as Parade Chairman. Approval was given to do so.

22. Fire Chief Kent Hawkins reported to Mayor and Council that he has discussed the issue of personal fireworks with his department and the firefighters feel that they need to be allowed this year. He would like to place an ad in the newspapers making everyone aware that these fireworks cannot be sold to anyone under age 18 and cannot be used without adult supervision. He also proposed that it be advertised that in the event of a fire the person responsible may be cited and the cost of the response be billed to that person.

23. Mr. Webb explained that a proposal has come forward regarding the restroom project at the football field. Some of the contractors would like to make donations so that there may be grant money left that could go towards the health circuit room for the community. Shane Shumway has offered to be the General Contractor and to donate labor to put the concrete floor down and put the roof on and organize the subcontractors under his general license to get the facility built. He asked that he have permission to proceed outside the normal procurement process on this basis. He was given advise and consent to do so.

24. Mr. Webb explained that the flower projects have been completed. There was a great deal of community involvement. The Beautification Committee will be maintaining the flowers.

25. Mr. Hosler explained that there have been a great deal of "yard sale" signs placed on traffic signs throughout the City. These signs are allowed on power poles or light poles, but not on traffic signs. The City Staff was directed that any seeing these signs placed illegally should remove them

26. Mayor Turk stated that he was informed that the first broken arm has already occurred at the skatepark. Mr. Webb explained that the City has signs posted that the Skatepark is not open for use as yet.

27. Mr. Larry Turk, Facilities Manager for Hovenweep and Natural Bridges National Monuments, explained that he has a 70 foot single wide trailer at Natural Bridges that he is trying to give away. Chief Hawkins turned it down. He explained that the Park Service will pay to have it hauled to Blanding. If anyone is interested, please let him know.

28. **Councilmember K. Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

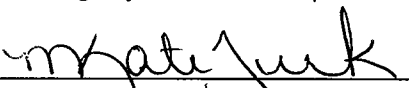
**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

Meeting adjourned at 8:30 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
May 10, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

E. Johnson

Keele Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

City Engineer: Terry Ekker

Recreation Director: Sarah Swapp

Others Present: Terri Laws, Lynn Stevens, John Brake, Donna Singer

1. Prayer/Thought - The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. Councilmember Pemberton moved to accept the minutes of the April 26, 2005 meeting and financial disbursements with the following changes to the minutes: 1)#17 - Add "Mr. Fleming explained that if motorized vehicles are allowed there are guidelines on how close vehicles can come to the intake valve ." Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. San Juan County Commissioner, Lynn Stevens, explained that the County Commissioners are all adamantly opposed to the State Wolf Management Plan.
5. Mr. Stevens then discussed the 4<sup>th</sup> of July activities. He explained that he has not received confirmation that Governor Huntsman will be here, but they are working on that happening. He requested that Council consider putting more money in the budget for the 4<sup>th</sup> of July Centennial Activities. Mayor Turk then explained that the family histories are being indexed at this time and are almost complete.

Mayor Turk discussed the April 2005 Police Report. He explained that Chief Halliday reported to him that there was a drug bust and with the help of the new drug dog 2 kilos of cocaine were seized. He discussed the yearly report also. Councilmember Laws asked that a column be added to this report showing a comparison of the current month and the same month one year ago. Councilmember Pemberton asked if there was a way of knowing how many of these infractions were given to recurring individuals. Mayor Turk stated he would ask that of the Chief and see if it's possible to track that.



7. Mayor Turk asked that Council review the report in the packets which shows comparisons of salaries of the Blanding police officers to other cities. This will be discussed at budget work session.

8. Mr. Jeff Black presented the April 2005 Water and Natural Gas Reports.

9. **Councilmember K. Johnson moved that the City of Blanding send two different letters in which the City shows it's opposition to the state wolf management plan and one in which the City shows it's opposition to the proposed boundaries. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

10. Mr. Webb discussed the budgeting process. He reminded Mayor and Council of the work session on Tuesday, May 17 at 6:00 p.m. A public hearing will be held at the meeting on May 24 regarding the adoption of the budget and the plan is to adopt the budget the first council meeting in June.

11. Mr. Webb discussed the capital projects plan, which shows intended capital projects through the year 2015. This will be discussed further at budget session meetings.

12. Mr. Webb explained that there has been discussion held regarding a county wide visitors center at the Nations of the Four Corners. He stated that he has been approached about the possibility of expanding the City Visitors Center to be the county wide facility. This would include expanding the basement and building a covered deck with a waist high replica of the county. Councilmember E. Johnson asked if the County would participate in the additional operations and maintenance costs that will be incurred due to the larger facility. Mr. Webb explained that this and other issues need to be discussed with the County. Mr. Webb explained that it is being proposed that Leasure & Assoc. will write the grants and help raise the funds to pay for the renovations at a proposed cost of \$5,000. Council made it clear that the City will not be involved if they are the only entity that will be paying for operations and maintenance. Mr. Webb will check with the County on how much TRT money the City can get. Councilmember K. Johnson asked Mr. Hosler to check on the lodging tax and see how that works.

13. Mr. Webb explained that the City Cleanup will continue May 14th with National Guard help. He stated that the County did an excellent job the previous weekend on helping keep the transfer station cleaned up. The Beautification Committee will meet Saturday to plant the flowers in the pots for the beautification planters.

14. Mayor Turk explained that Greg Martin with the Veterans Memorial Committee contacted him to invite the City to the groundbreaking ceremony on Memorial Day. He reminded Council that if they intend to support this memorial this needs to be kept in mind during budget session. Mr. Webb explained that as of now this participation is not budgeted as a separate item, but there is \$12,000 in the discretionary budget that could be used for this.

15. Councilmember Pemberton asked Mr. Webb to report on the Rural Business Conference he attended. Mr. Webb explained that he was able to visit with Senator Bennett and his staff. He also found out about other funding sources that he was not aware of. Mr. Webb stated that Senator Bennett feels that energy costs will not be dropping any time soon.

May 10, 2005 - con't

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16. Councilmember Bayles moved to retire to executive session. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

17. Council retired to executive session at 8:18 p.m.

18. Council returned from executive session at 9:31 p.m.

19. Councilmember Bayles moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

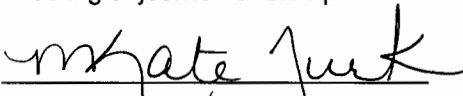
Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:31 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
April 26, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
E. Johnson  
Keele Johnson  
Randy Pemberton  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
Recreation Director: Sarah Swapp

Absent:

City Councilmember: Kelly Laws

Others Present: Barbara Turk, Sgt. Will Walker, Sgt. DeMar Patterson, Sgt. Ben Crane, Jim Harris, Skylar Crofts, Danny Fleming, Neil Joslin, Eve Lynn Perkins, Norma Madden, Betty Palmer, Cal Dean Black, Greg Martin

1. Prayer/Thought - The prayer was offered by Sgt. Ben Crane.
2. The Pledge of Allegiance was recited.
3. **Councilmember Bayles moved to accept the minutes of the April 12, 2005 meeting and financial disbursements as presented. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember K. Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Norma Madden and Eve Lynn Perkins presented Mayor and Council with the Centennial Quilt that the Grayson Country Quilters made in honor of the Centennial Celebration. Mrs. Perkins thanked all the quilters and Richard Perkins and Kelly Pugh for their contributions. Mayor Turk thanked them for their work on the quilt.

5. Members of the Veterans Memorial Committee requested a \$1,500 donation from the City to help construct a memorial which will be located in the Monticello City Park. Mrs. Betty Palmer explained that the memorial will be made of Georgia Gray Stone with the lettering in Black. Council suggested to Mrs. Palmer that the names of those killed in action be engraved on the back of the stone. Mrs. Palmer stated that the committee has discussed this but has not finalized that portion of the project at this time. Councilmember Bayles suggested that they put collection jars around Blanding to help in funding. Mr. Greg Martin stated that the County has agreed to donate \$3,000 and possibly even \$5,000, Monticello City has agreed to \$1,500 and Craig Leavitt, a Monticello City Councilman will be donating \$500 of in kind work putting Monticello's total at \$2,000. Mayor Turk thanked them for their work and explained that the donation request will be discussed during budget sessions in the next few weeks.

6. Judge Jim Harris came before Mayor and Council with a budget request. He explained that Blanding City is a community with a Class III Court. He presented a chart that shows comparable salaries. He stated that his salary is nowhere near the range of other Judges with comparable court sizes. Judge Harris requested that the Mayor and Council come up with a better pay scale. He explained that the court brings in anywhere from \$60,000 - \$100,000 in revenue per year.

7. Sgt. Will Walker explained that he is supposed to meet with Mayor and Council quarterly to report on the National Guard's activities and such. He explained that Sgt. Ben Crane is the new recruiter for this area. Lee Patterson has also been hired as the supply person for this unit. Sgt. Walker explained that he has worked hard to get the equipment back from Iraq to be ready to help with the City Cleanup. He further explained that the unit is working hard to get a company flag in Blanding. Mayor Turk explained that the family histories are dedicated to 1<sup>st</sup> Platoon, C Company and asked Sgt. Walker if the picture that is shown at this time encompasses all members of his unit. Sgt. Walker explained that it does not. Mayor Turk asked Sgt. Walker to get in touch with Donna Blake as soon as possible if he would like a different picture used. Mayor Turk thanked the National Guard for their service to our community and our country.

8. Mr. Bret Hosler explained that the Blanding Community Legacy Trust Fund has raised \$88,000. That is about \$12,000 short of where they wanted to be for the Centennial Year. Mr. Hosler asked Mayor and Council to continue to match funds contributed to the Fund at a lesser amount of \$3,000 per year.

9. Councilmember E. Johnson asked why the street sweeper is out so early in the morning. It was explained that Bill Bayles, the operator, was told he could begin at 6:00 a.m. Councilmember E. Johnson stated that he was out at 5:00 a.m. just the other day.

Mayor Turk explained that the last part of the family histories is ready for binding. The 2<sup>nd</sup> volume will begin binding within days. Councilmember Pemberton asked if there was going to be a dutch oven cookoff. Mayor Turk asked him to get with Mr. Webb on this issue and make some decisions.

11. Mayor Turk discussed the police department and it's ratio of police officers to citizens. With Officer Cochran resigning, there will need to be discussion as to whether or not that position will be replaced. Councilmember K. Johnson stated that San Juan County is the highest area per capita in the United States for law enforcement officers. He explained that there are Sheriff's Officers that live in Blanding and spend a lot of time in Blanding. He feels that the County is overstaffed as is the City. Councilmember K. Johnson feels that the position should not be replaced, but because City Officers are substantially underpaid he would like to see their salaries increased.

12. Mayor Turk explained that he received a response from Senator Hatch's officer regarding the illegal alien issue. The Senator has requested the establishment of an Immigration Office in Blanding to include detention and removal operations and immigration and customs enforcement.

13. Ms. Sarah Swapp, Recreation Director, updated Mayor and Council on recreation activities. She presented a chart that includes participation for the last few years. Mayor Turk suggested that a historical record be kept that shows the absolute number of participants, not duplicating if a child plays more than one sport. Ms. Swapp stated that she could do that.

14. Councilmember K. Johnson asked Danny Fleming, Water Superintendent, to discuss water. Mr. Fleming explained that there is about 350 acre feet of water to go and the 4<sup>th</sup> Reservoir will be full. Starvation is full and the 3<sup>rd</sup> Reservoir is almost to capacity. Councilmember K. Johnson stated that he would like to see the 4<sup>th</sup> Reservoir full by mid June. Mr. Fleming stated that he will do his best, but his goal is to get the citizens of Blanding a clean drink of water. Mr. Fleming was asked to report on his trip to Washington D.C. He explained that he met with Senator Hatch for a while and he felt that the trip was beneficial to the City.

15. Councilmember K. Johnson explained that he would like to see a letter written from the City in support of the Sportsmen for Fish and Wildlife who are opposing the introduction of wolves into the State of Utah. He would also like to write a 2<sup>nd</sup> letter in opposition to the current boundaries. Mayor Turk asked that Councilmember K. Johnson draft these letters and bring them back before Council the first meeting in May, unless the RAC meeting is before then and if so, Council agreed the letter needs to be written and sent before May 10.

16. County Commissioner Lynn Stevens stated that he approves of the cleanup letter that has been drafted for his signature. Councilmember K. Johnson would like to see Dal Hawks, UDOT director for this area, also be a signer on this letter. Councilmember K. Johnson stated that this letter needs to be sent to all property owners along Highway 191 that need to clean up their properties.

17. Mr. Bret Hosler, City Planner, explained that the Planning & Zoning Commission has been discussing the 4<sup>th</sup> Reservoir area. He suggested that big boulders be put along the west front face of the dam to keep people from driving down off into the reservoir basin. He also explained they would like to experiment with putting one or two port-a-potties in this area. Mr. Fleming stated that the only way he would approve any restroom facilities would be if they were on the down stream side and anchored down due to previous vandalism issues. There are State requirements as to how close restroom facilities can be to a reservoir. It was discussed to build a road around the reservoir and Mr. Fleming stated that any construction done in this area will have to have an archaeological study done. Councilmember E. Johnson stated that he is opposed to any type of motorized vehicles on the reservoir. Mr. Fleming agreed and stated that if they were approved there are guidelines on how far they must stay from the intake valve.

18. The Centennial Cleanup Flier and Cowboy Shoot Flier were approved.

19. Mayor and Council were made aware of the Rural Business Conference that will be held in Price on May 4, 2005.

20. Councilmember K. Johnson asked why there was not a sidewalk on 100 East from Center to 200 North. Mayor Turk asked why there was not a crosswalk across 200 North on 100 East. Mr. Ekker stated that there should be a crosswalk there. He feels the school zones in Blanding are all deficient. The changes that were made at Blanding Elementary have been very effective. Mayor Turk explained that Councilmember Laws asked him to have the Police out more during the lunch time on Main Street.

21. Councilmember Bayles moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:40 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
April 12, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws  
City Councilmembers: Brian Bayles  
Keele Johnson  
Randy Pemberton  
City Clerk: Patti Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
Recreation Director: Sarah Swapp

Absent:

Mayor: Toni Turk  
City Councilmember: Eric Johnson

Others Present: Terri Laws, Neil Joslin, John Brake, Ruth Nielson, Donna Jensen, Terry Paul, Donna Wozniak

1. Prayer/Thought - The prayer was offered by Donna Jensen.
2. The Pledge of Allegiance was recited.

**Councilmember Bayles moved to accept the minutes of the March 22, 2005 meeting and financial disbursements as presented. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.**

4. Terri Paul, Museum Director for Edge of the Cedars Museum thanked Council for the chance to meet with them. She explained that the museum reopened the first week of March. They will be having a Grand Reopening on May 7. She stated how grateful they were for the community help at the time of the flood. Ms. Paul explained a special exhibit that will offer their contribution to the Blanding Centennial. The name of the exhibit is Patchwork Prehistory. This exhibit will be featuring archaeological items that members of the community have loaned to the museum. She thanked the City for their support of the museum.

5. Ms. Donna Wozniak explained that in January 2005 she began having plumbing problems. The sewer problem stemmed from a neighbor's tree. She feels it is unfair that she has to pay for the repair even though it was not her tree and not on her property, even though it was in her lateral line. Councilmember Laws explained that this policy has been in place for years and that the City does not own any of the sewer laterals and the City does not maintain any laterals.

Mrs. Donna Jensen presented a flyer to announce the City Cleanup Day. Mr. Jeff Black explained that organizations could dump for free on the first day and citizens dump for free the second day. It was decided to have the transfer station open and free dumping on both May 7 and 14. To have pick up done at the curb by the National Guard on May 14<sup>th</sup>, an appointment needs to be made with the City. Mrs. Jensen will make changes to the flyer and get it back to Mr. Webb for distribution.

7. Councilmember Bayles gave an update on the Centennial Banquet scheduled for April 16, 2005. Mr. Black was asked to have six members of the City crew to be on hand at 3:00 p.m. on April 16 to help set up for the banquet. Councilmember Laws went over the agenda for the program.

8. Councilmember Laws discussed the police report. Councilmember Bayles explained that earlier in the week the City police stopped a vehicle and found cash in the amount of \$75,000.

9. Mr. Black presented the March 2005 Water and Natural Gas Reports. Councilmember Laws stated that the report shows that the City has 300 acre feet that is not actually there. The 4<sup>th</sup> Reservoir needs about 6 more feet and it will be full, which should happen within about a months time.

10. Mr. Terry Ekker, City Engineer, presented a letter from the Veterans Memorial Committee in Monticello requesting a financial contribution from the City of Blanding in the amount of \$1,500. Mayor Pro-Temp Laws would like to see more information such as a detailed drawing, before making a decision. Councilmember Johnson would like to see the names of those killed in action on the memorial. Mr. Neil Joslin explained that they were not going to put any names on the memorial fear of leaving someone off. Mayor Pro-Temp Laws asked that Mr. Webb respond to the committee asking for more information. It was decided to table this item until more information is available.

11. Mr. Ekker presented the Capital Projects Plan. He explained that he and Mr. Black agree that 100 East between 200 North and 500 North is in need of work.

12. Mr. Ekker explained that the Centennial Powwow is tentatively scheduled for June 4, 2005.

13. Mr. Ekker explained that the Sportsmen for Fish and Wildlife Banquet is being held on April 22, 2005 at Monticello High School.

14. Councilmember K. Johnson asked if the City wanted to take an official stand on the wolf issue. This will be a discussion item and action item under Councilmember K. Johnson for the next meeting.

Meeting adjourned at 8:00 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
March 22, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Kelly Laws  
Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Terry Ekker

General Services Director: Jeff Black

City Planner: Bret Hosler

Recreation Director: Sarah Swapp

Police Chief: Mike Halliday

Others Present: Barbara Turk, Terri Laws, Cal Dean Black, Skylar Crofts, Neil Joslin, Lyle Bayles, John Brake

1. Prayer/Thought - The prayer was offered by Councilmember Laws.

2. The Pledge of Allegiance was recited.

Councilmember Laws moved to accept the minutes of the March 8, 2005 meeting and financial disbursements as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mr. Skylar Crofts, President of the San Juan High School National Honor Society, requested a donation from the Mayor and Council for the annual Easter Egg Hunt which this organization hosts each year. Mr. Webb suggested a donation of \$300. Councilmember K. Johnson moved to donate the \$300 to the National Honor Society Annual Easter Egg Hunt. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.



Mayor Turk explained that as of today 403 sets of histories have been ordered. Mr. Gary Shumway has explained to the Mayor that a great portion of the cost is there whether you print 1 or 1,000. The City will be expected to cover the initial cost and then recover those costs with sells. Councilmember E. Johnson, Laws and Bayles all agreed with purchasing 1,500 sets.

6. Mayor Turk explained that he, Monticello's Mayor, Council and City Manager, and the San Juan Hospital administrator met with Senator Hatch earlier in the week. Mayor Turk explained that the issue of illegal alien traffic was discussed. Senator Hatch feels that the situation as it currently exists is intolerable. He mentioned possibly moving the Provo INS office to this area or setting up a 2<sup>nd</sup> office for this area. The current detention center was discussed as a possibility for holding illegal aliens. Mayor Turk explained that it is very important that he hear from local citizens as the buttons are being pushed to remedy the situation. Being able to tell the senator and immigration officials how many of our citizens have contacted him will help strengthen his hand. Senator Hatch also explained in this meeting that he is against a nuclear storage facility in Lisbon Valley or anywhere in Utah. The Senator further explained that he has directed his personnel to get additional water tanks to Navajo Mountain.

7. Mayor Turk reported on the meeting held regarding the Wellness Center. He has been asked to develop a usage plan for such a facility. There are at least two issues of concern: 1)where should the facility be located (possibly not where currently being discussed because of drainage issues), and 2)what type of facility should it be? There was no conclusion on either issue. Councilmember K. Johnson explained that there are four players in this facility; the College of Eastern Utah, City of Blanding, Utah Navajo Health Systems and San Juan County. He further explained that finding the money to build a facility is not the biggest problem, it is finding the operation and maintenance funding. Councilmember Bayles stated the he feels the City of Blanding ought to get out of working with CEU on this project and do it on their own. He would like to see the City revamp the current swimming pool and not do an indoor pool, then take the rest of the money and build a steel building with two basketball courts in it. He explained that as citizens of Blanding we will pay double because we will also be taxed by the County. Mayor Turk feels that all options need to be considered before pulling out of the project. Councilmember E. Johnson stated that he agreed with Councilmember Bayles regarding the indoor pool, but feels that if the City is worried about the O&M with 4 partners, how can we handle it on our own. He feels the City should work towards a facility that the whole community can use, not just basketball and volleyball.

8. Mr. Webb explained that the Grand County Housing Authority will be holding a workshop March 24, 2005 @ 6:00 p.m. at the Arts & Conference Center. There are many self help programs that our community is not aware of. They are planning on expanding their programs in this area that have not been here before.

9. Mayor Turk explained that the City of Blanding has been given the opportunity to come to the table with the San Juan County Strike Force as a participating member. Previously we've had a close supporting relationship with the Strike Force involving Officer Shumway being a dedicated officer for drug work. Recently, the Grand County piece of the Strike Force pulled away. The remaining members would be San Juan County, Blanding City, Monticello City and Utah Highway Patrol. There is an administrative board of voting members for the force. There is a commitment by doing this that we provide an officer at least 1/3 of the time for support and we are already essentially doing that. Officer Lyle Bayles explained that basically nothing will change, except that more of his time will be spent in our area instead of going to Grand County.

Councilmember E. Johnson moved to award the Walter C. Lyman Park Restroom Renovation Project to Yoakam Contracting at a bid price of \$19,200. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. .

11. Councilmember Bayles explained that he has been approached by Officer Shumway requesting the City purchase a drug dog. Councilmember Bayles asked Officer Lyle Bayles' opinion on the issue. Officer Bayles stated that he is a pro-dog person, especially if it is a dual purpose dog, which mean it handles apprehension and detection. Officer Cal Dean Black explained that there is a detection only dog available in Cortez for free. This dog is a 4 year old female that is spayed and certified in Colorado. After more discussion it was decided to contact Cortez about getting their dog and continue to pursue grants to get a dual purpose animal.

12. Councilmember K. Johnson reported on the Planning Commission's discussion regarding a cement boat ramp at the 4<sup>th</sup> Reservoir. This would have to be 12 feet wide and eight inches thick. The cost would be about \$10,000 for the approach and another \$10,000 for everything else. Mr. Webb explained that there is no identified revenue source for this project.

Councilmember Laws opposed this because of having to scramble and make a decision immediately. He explained that he disagrees with that philosophy in anything the City does. Mr. Webb explained that he is trying to get funding through the Division of Wildlife. Councilmember E. Johnson didn't think it could be done this year, but needed to be done. He also felt that restroom facilities should be a priority at the 4<sup>th</sup> Reservoir.

13. Mayor Turk explained that he received a call from Mrs. Patsy Shumway quite upset about how her tree had been trimmed. He explained that her concern is that she, as the property owner, had not even been contacted and given the opportunity to be present during the process. Mr. Webb stated that notices were delivered to homes affected. He further explained that the law states that there must be 8 feet clearance around any power line. The City is not obligated to groom everyone's trees, it is the property owner's responsibility, not the City's. Councilmember Laws explained that the same thing has happened in Grantsville, but the bottom line is the trees are in the right-of-way that the City has to maintain. He stated people would feel differently if the tree comes down and pulls the power lines down. Councilmember K. Johnson stated that the owners should be contacted and not just by a notice on the door.

14. Mr. Webb discussed the community cleanup. He explained that the National Guard will be able to help on May 14. He suggested making May 7 a cleanup for the community to help clean up in common areas and May 14 be the cleanup day for personal property. Councilmember Laws suggested renting 5 or 6 end dumps and have them follow the National Guard around and take their loads directly to the landfill. Councilmember K. Johnson suggested that a letter be send to property owners along the highway in the City and County asking them to clean up their property.

Councilmember Bayles explained that only 50 banquet tickets have been sold. He suggested that the ad be revamped and be made a full page with menu and entertainment. He asked that volunteers, including staff, be asked to help at the banquet.

16. Councilmember K. Johnson moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

17. Mayor and Council retired to executive session at 8:33 p.m.

18. Mayor and Council returned from executive session at 9:38 p.m.

19. Councilmember Laws moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:40 p.m.

By   
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
March 8, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Eric Johnson  
Keele Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Clerk: Patricia Bartlett  
City Engineer: Terry Ekker  
General Services Director: Jeff Black  
City Planner: Bret Hosler  
Recreation Director: Sarah Swapp

Others Present: Barbara Turk, Terri Laws, Nancy Kimmerle, Danny Fleming, Neil Joslin, Greg Fahey

1. Prayer/Thought - The prayer was offered by Terri Laws.

2. The Pledge of Allegiance was recited.

3. **Councilmember Bayles moved to accept the minutes and financial disbursements of the February 22, 2005 meeting with the following changes: A) #9 - add "advise and consent was given on this issue", B) - #10C - no U-turns will be allowed on 100 West "directly adjacent to school property". Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember E. Johnson  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Mayor Turk explained that he received a letter from Senator Hatch and has discussed the illegal alien issue with Senator Hatch's aide at some length. Senator Hatch's office was made aware of this because of the newspaper articles and e-mails. Mayor Turk thanked the media for their coverage of this issue. Senator Hatch understands and agrees with the City's questions and feels that the federal immigration authorities need to be welcoming partnerships with law enforcement. He has directed an inquiry to the Assistant Secretary of Immigration and Customs Enforcement, Michael Garcia, to followup on this issue. The intent, and Mayor Turk feels that Senator Hatch's intent, is not to simply affirm the City's conclusion, but that changes happen to allow active partnerships between local law enforcement and federal agencies. Mayor Turk expressed his appreciation for Senator Hatch's response.

5. Mayor Turk explained that the history is ready to go to press in parts. The City needs to know the number of books ordered by March 25. The set will be fully indexed and provided to the City at cost. If 1,000 sets are ordered the price will be approximately \$55-60/set. If 2,000 sets are ordered the price will be \$35-40/set. Mr. Webb asked if this cost includes any subsidy from the City. Mayor Turk stated that the City will be expected to have some participation to bring it in at the above stated costs. There are costs that the City will be required to front on this in order to get the printing process started, which includes purchase of the paper. Councilmember Pemberton asked if this will be available in electronic format at a cheaper cost. Mayor Turk said that it could be, but only Gary Shumway holds the copyright on the secular history portion.

6. Mr. Webb explained that Donna Blake has reported 505 hours so far. She has been given \$1,000 already. Ms. Blake feels that she has probably only completed ½ of the work. She is proposing that if the City will pay her for the work done so far, she will donate the rest of her time to finish the project. The question was raised if the \$5,000 to Ms. Blake is part of the \$10,000 budgeted to get the project started. Mayor Turk stated that it was. Advise and consent was given to pay Ms. Blake ½ of the cost now and ½ on April 5<sup>th</sup>. A suggestion was made that the books that are pre-ordered could be given at cost and those ordered later could cost more. A decision was made to guarantee those who pre-order by March 25 a cost of no more than \$50/set. Those who order after the March 25 deadline could pay more.

7. Mr. Webb reported that Utah Navajo Health Systems has donated \$1,000 towards the Centennial PowWow. They will also provide an onsite first aid station.

8. Mr. Webb stated that the Post office needs to know what day to start advertising when the cancellation will be available. Mayor Turk explained that the April 2<sup>nd</sup> date will be used until July 4. It will be advertised that the cancellation will be available April 4, 2005.

9. Mayor Turk went over the February 2005 police report.

10. Mr. Jeff Black presented the natural gas report and there were no questions.

11. Mr. Webb discussed the Centennial budget with Mayor and Council. Mayor Turk explained that the histories would include 4 volumes. These will be available by July 4. Volunteers are needed to help with the pageant. The Blanding Community Legacy Trust will be using the Cowboy Shoot as a fund raiser. Mr. Lynn Stevens feels that if we are going to be short anywhere, that money could be put in the next year's budget to offset some expenses. Mr. Webb explained that the amount budgeted for fireworks was \$7,500, three times more than a normal year. Councilmember Laws suggested putting the fireworks to music. Mr. Webb explained that the booths will once again be held at Central Park. A gate has been installed in the fence between the South Chapel and Little League field so booths can be on both sides of the fence this year to give more room.

12. Mr. Danny Fleming, President of the Rural Water Association of Utah, presented Mayor Turk with the Most Improved Water System award. Blanding received this award because of the pipeline distribution, the sewer on both sides of town, the 2 million gallon tank and the tunnel. Mayor Turk asked if Recapture Dam was going to be alright. Mr. Fleming explained that Recapture only has one overflow. There still is a potential to lose the dam. There is 18,000 acre feet of water to come down. Recapture can hold 6,000 acre feet.

Ms. Sarah Swapp, Recreation Director, gave an update on recreation activities. She explained that Youth Basketball is over and the Men's League Basketball Final Tournament will be held this week. Baseball sign ups are available now.

Mayor Turk reported on International Uranium Corporation regarding the acquisition of the Southeast Utah Uranium Resources and initiation of production startup. This was publically released on March 7, 2005. IUC has been designated as the mill to process new product from new leases in the Henry Mountains.

15. A lengthy discussion ensued regarding the Archaeology Conference. Mrs. Nancy Kimmerle talked of Council's concerns about camping at the 3<sup>rd</sup> Reservoir Park. Mr. Jed Tate will bring the 5 head shower down for them from Scout Camp. **Councilmember Bayles moved that the City allow those attending the Archaeology Conference be allowed to camp at the Walter C. Lyman Park June 10 & 11. Stipulations include the 5 head shower, port-a-potties brought in and a contract stating that there will be no use of watershed water and that the park will be cleaned up before they leave. The host of this conference will sign this contract instead of each individual. Mayor Turk repeated the motion.**

**Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember K. Johnson**

**Councilmember Laws**

**Councilmember Pemberton**

**Those voting 'NAY'**

**Councilmember E. Johnson**

**constituting all member thereof, Mayor Turk declared the motion carried.** Councilmember Laws explained that he does not believe it is the responsibility of City Government to provide camping.

16. Mr. Webb asked for permission to hire three summer part-time employees and a street sweeper driver and mower. is is a budgeted item. Councilmember E. Johnson asked that one of these be full-time at Centennial Park. Mr. Webb felt that in the past this park has been taken care of without a full-time person. Advise and consent was given to proceed.

17. Mr. Webb began a discussion regarding the Centennial Banquet. There has been some suggestion of others who need to be honored besides previous Mayors. Councilmember Laws stated that invited guests and significant others should be given complimentary tickets including those who are participating in the program. The names of former Mayors and who should be designated as spokesperson for that individuals was discussed. Councilmember Bayles stated that Vernis Harris should be the representative for Joseph B. Harris. Councilmember Laws felt that the number of complimentary tickets could be as many as 65. They are counting on City Staff to help this banquet happen and that those staff members there to help should be given gift certificates to take their spouses to dinner another night for their help. Council agreed. Mr. Fleming stated that there were nine mayors on the list with the same City Manager. Bud Nielson spent 30 years in the position and also in his capacity on San Juan Water Conservancy District. A decision was made to recognize former Mayors only at the banquet. Mr. Bret Hosler stated that he and Lynn Stevens as a County Commissioner and member of Legacy Trust Board would like to be there to shake their hands. These presentations should take 10-15 minutes. The councilmembers who are available will also be there to shake hands.

18. Mr. Webb began the discussion regarding the Recreation Complex at the College. The College is 90% certain that they have \$2 million to put towards this project. The City has to decide what they can afford and how much they want to be involved. Mr. Webb presented the idea of creating a taxing recreation district. This would require a vote of the people in this district. He explained that the City cannot pay the operations & maintenance on this facility without passing an additional tax or identifying some other revenue source. Mayor Turk believes that the City should walk away from the March 15 meeting with College with commitments to fully developed plans. The College is ready to go forward and feel they need to proceed right away. Mayor Turk feels there is not a fully developed plan at this time and the City should not contribute any money until plans are complete. Mr. Webb stated that he is trying to facilitate discussion on the direction the City wants to go with Recreation.

19. Mr. Webb talked of the CIB meeting and explained that they were not willing to fund the restroom project on the football field and put the project back on the pending list. The CIB committee did not agree with the health facility on back of the restrooms. Mr. Webb suggested taking off the facility and ask them for a \$45,000 grant. Advise and consent was given to proceed as discussed.
20. Mr. Webb explained that the CIB project list has to be turned in by March 15, 2005. It was decided to submit the CIB project list as presented.
21. Mr. Webb explained that Mayor Turk, Mrs. Turk and Mr. Webb will be out of town April 12, 2005.

Meeting adjourned at 9:15 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
February 22, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Eric Johnson

Keele Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate

City Engineer: Terry Ekker

General Services Director: Jeff Black

Others Present: Barbara Turk, LeeAnn Bowring, Shelly Hughes, Bob Bowring, Janet Wilcox, Diane Carroll, Laverne Tate, John Brake, Lynn Stevens, Neil Joslin

1. Prayer/Thought - A thought was offered by Bob Bowring.

The Pledge of Allegiance was recited.

3. Councilmember Laws moved to accept the minutes and financial disbursements of the February 8, 2005 meeting with the following changes: A)#9 - include after "two bids by the 28<sup>th</sup>", which exceed \$15,000 and with which City staff concurs, B)#9 - add after "where citizens are at," who qualify for the hardship. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mrs. Janet Wilcox reported on the Centennial Swing which will be held on March 4, 2005. This will be Celebrating Blanding's Dance Roots. There will be 2 different floor shows. One featuring the dances of the first 50 years and a second featuring the dances of the second 50 years. There will be a Navajo Taco dinner before this event which will be a fund raiser for the scouts that will be attending the national jamboree. The Francis Lyman Band will be playing during the dance. Mrs. Diane Carroll asked that the Mayor and Council and their wives lead the grand march which will begin at 8:30 p.m. A Centennial Slide Show will be shown and pictures will be taken. This will all happen at San Juan High School. Councilmember K. Johnson thanked them for their efforts in coordinating this event.



5. Councilmember Bayles explained that there is a conflict with holding the Centennial Banquet on April 2, so the date has been changed to April 9, 2005 (subsequently changed to April 16). Councilmember Laws explained that it will be held at South Chapel and there will only be 350 tickets sold. These will be sold on a first come first serve basis. After the meal the tables will be moved out and anyone can come to the program. An age limit of 12 and up has been set for this event.

6. Mayor Turk presented the Centennial Envelope, which was designed by Councilmember Pemberton and himself. There will also be a centennial postmark available. Mayor Turk explained that the Post Office can take your favorite picture and have it made into a postage stamp. These will be printed in sheets for \$16.00/sheet. This is \$7.40 worth of postage.

7. Mayor Turk explained that he met with Gary Shumway on Friday. The history of Blanding that he is compiling will be Volume 1 and the family histories will be Volumes 2-4. The Centennial Seal will be embossed on the front cover of these histories. They will be printed on archive quality paper with heavy duty bindings. The price for a set being estimated at this time is \$30-\$40. A list will be at the city office where people can sign up for these histories. They will be available by July 4, 2005.

8. Mr. Webb explained that Clark's Market has offered to have the Centennial Seal printed on shopping bags and the bags will then be donated to the different stores around town for use this year. He also explained that James and Shurrell Meyer have offered to handle the printing and selling of the Centennial shirts and hats. They have asked that the City be involved in the design of these.

9. Mayor Turk presented the following names for the City Beautification Committee:

Lea Hurst	4 year term
Donna Jensen	4 year term
Elaine Johnson	4 year term
Mary Lynn Smith	4 year term
Kathleen Lyman	2 year term
Bonnie Meyer	2 year term
Ruth Nielson	2 year term

Advise and consent was given for these appointments.

10. Mr. Terry Ekker discussed the issue of the Child Access Routing Plan at Blanding Elementary School. State law mandates that there must be such a plan in place at each school. There are various traffic control issues regarding the dropping off and picking up of students at this school. Mr. Ekker explained that after working with the Community Council, he is recommending the following changes be made:

- A) Eliminate the crosswalk on the south end of 200 West. State law states that there cannot be two crosswalks within 600 feet of each other.
- B) Barricade 300 South and 100 West intersection during certain school hours. Those using 300 South to drop off children would have to make a U-Turn there and return back to Main Street.
- C) Not allow U-Turns of any kind on 100 West directly adjacent to school property.
- D) Eliminate parking along North side of 200 South and along East side of 100 West (during certain hours only due to recreational facility that is located there).

Councilmember Bayles was concerned about there not being enough parking. Mr. Bowring, Principal, felt that there was plenty of parking if the parking lot was used. Councilmember Laws suggested making 100 West a one-way south bound street only and 200 West a one-way north bound street only. Mr. Ekker stated that he would not recommend doing this. Mayor Turk asked about a time frame and Mr. Ekker explained it would begin as soon as possible. Advise and consent was given to go ahead with this plan. Councilmember Pemberton asked if a decision had been made regarding a crosswalk on Center Street around 100 West. Mr. Ekker explained that they had not gotten to that discussion or the discussion regarding 200 West.

11. Mr. Webb discussed the Centennial budget with Mayor and Council. Mayor Turk explained that the cost of the histories was being estimated at \$30-\$40 per set, which would include 4 volumes. These will be available by July 4. Volunteers are needed to help with the pageant. The Blanding Community Legacy Trust will be using the Cowboy Shoot as a fund raiser. Mr. Lynn Stevens feels that if we are going to be short anywhere, that money could be put in the next years budget to offset some expenses. Mr. Webb explained that the amount budgeted for fireworks was \$7,500, three times more than a normal year. Councilmember Laws suggested putting the fireworks to music. Mr. Webb explained that the booths will once again be held at Central Park. A gate has been installed in the fence between the South Chapel and Little League field so booths can be on both sides of the fence this year to give more room.

12. Mr. Webb began a discussion regarding encroachment on City rights-of-way. The City policy states that improvements done in city rights-of-way are done at the owners risk. If for any reason these rights of way have to be improved by the city, the owners work that was done there could be lost. Mr. Webb spoke to Craig Call, Utah State Ombudsman. He informed Mr. Webb that a person who improves a public right-of-way has no interest in those improvements. Property lines cannot be reestablished by acquiescence with a public entity. The City's current policy is legal and enforceable by law. Councilmember Laws suggested that the City contact Mr. Don Smith and discuss the possibility of having sidewalk installed there on the City's participation program. Mr. Jeff Black explained that Mr. Smith feels that the City allowed him to make these improvements, so the City should replace the asphalt removed. Council agreed to continue to follow the current policy and to make no changes to policy at this time.

Mr. Webb explained that Nancy Kimmerle had contacted him again asking that the Archeology Conference attendees be allowed to use the 3<sup>rd</sup> Reservoir Park for camping. Councilmember Bayles asked that this issue be put on the agenda for the next meeting for action.

14. Mr. Webb explained that the College of Eastern Utah would like to hold another meeting with the City regarding the Recreation Complex on March 9 at 7:00 p.m. Mr. Webb asked Mayor Turk, Councilmember E. Johnson and Commissioner Stevens to attend. Councilmember E. Johnson does not feel he could make this meeting and asked that it be changed to the 10<sup>th</sup>. Mr. Webb explained that they are headed in a different direction. They are no longer considering the sprung structure facility, but are now looking at a metal building. They want to present the direction they are looking at now and see if there is support for this. Councilmember K. Johnson stated that he will not support anything that is not done right. Councilmembers Bayles and Laws stated that they are not interested in participating at this time. Councilmember Laws stated that if the City puts up a certain percentage of the cost, he wants guarantee that they will get that amount of usage out of the building. Commissioner Stevens stated that the County has only been approached for construction cost and that operation & maintenance has not been discussed. The City would have to come up with \$500,000 in construction costs and 1/3 of the O&M cost. Mayor Turk stated that he feels a master plan is needed before this project goes any further. Councilmember Laws and K. Johnson agreed. Councilmember Pemberton feels that any facility the City is involved with should be closer to our other recreational facilities. Councilmember E. Johnson stated that CEU will not support a facility built somewhere else. Councilmembers Laws and Pemberton feel that the City has got to keep their master plan in mind.

15. Commissioner Stevens stated that when he was the Justice Court Judge the biggest problem he had was with those try about receiving tickets in school zones.

Councilmember Laws moved to adjourn the meeting. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:00 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder

# **City of Blanding**

## **Main Street Improvements**

### **Flowers**

**Approximately 40 Planters**  
**Two to Three Pots Planter**

Item	Cost
Purchase 100 - 18" Pots @ \$12.00	\$ 1,200.00
Automatic Watering System- Timers	\$ 1,800.00
Flowers, Soil, & Fertilizer	\$ 2,000.00
Total	\$ 5,000.00

#### **Notes:**

Need Help for Installation of Systems  
Does not include City Employee Time

#### **Funding**

Centennial Fund	\$ 1,000.00
Council Discretion	\$ 1,200.00
Economic Development	\$ 1,000.00
Water/Parts	\$ 1,800.00
Total	\$ 5,000.00

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
February 8, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Keele Johnson  
Kelly Laws  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Absent:

Councilmembers: Eric Johnson

Others Present: Barbara Turk, Terri Laws, Dan Raiser, Joel Raiser

1. Prayer/Thought - A prayer was offered by Terry Ekker.

2. The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes and financial disbursements of the January 25, 2005 meeting with the following changes: A)#8 - include that the 4<sup>th</sup> Reservoir can only take 1 foot of water per day, B)#11 - add after "June 11, 1963/which allows camping and picnic areas as allowed by the BLM," add after "could be used in this area/to limit travel, direct traffic or create safety barriers." Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

**Those voting 'AYE'**

**Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember E. Johnson**

**constituting all members thereof, Mayor Turk declared the motion carried.**

4. Councilmember Laws clarified the discussion held in the last meeting regarding the draining of Recapture Reservoir. He explained that the State of Utah's concerns are real. It may not be possible to drain enough water fast enough to protect the integrity of the dam. The rip rap is completely gone from the backside of the dam and the spillway is completely gone.

Mayor Turk discussed the January 2005 Police Report. He explained that this report reflects some significant increase in terms of referrals to court for heavier penalties. There is also a significant increase in drug and alcohol enforcement because of Officer Shumway's work with the Drug Task Force. Mayor Turk further explained that the Police Department will be scheduling some staggered weeks to work on the dog issue a little more.

6. The January 2005 Natural Gas and Water Reports were presented.

7. Mr. Webb explained that he met with the Economic Development Committee and they allocated \$1,000 of their funding to help with the flowers on Main Street. **Councilmember K. Johnson moved to accept the flowers on Main Street budget (see page 3) and that no expenditures will be made until after the creation of a committee. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Mr. Webb explained that he would like to see fake poinsettias in the pots during the winter months. Councilmember Laws asked why the City Crew had enough time to work on recreation, but can't find the time to do this project. Mayor Turk then called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember K. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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<b>Those absent</b>	<b>Councilmember E. Johnson</b>
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**constituting all members thereof, Mayor Turk declared the motion carried.**

8. **Councilmember Pemberton moved to add an additional \$200 to the budget for the flowers on Main Street to purchase replacement pots for when others get broken. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember K. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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<b>Those absent</b>	<b>Councilmember E. Johnson</b>
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**constituting all members thereof, Mayor Turk declared the motion carried.**

9. **Councilmember Laws moved to adopt Resolution 2005-1, Sewer Hardship Resolution. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Pemberton asked if #1A meant they will never have to hookup if they bring in two bids by the 28<sup>th</sup> which exceed \$15,000 and with which City staff concurs. Mr. Webb stated that it does unless the property is sold or the septic system needs replaced. Councilmember Pemberton asked how would the City know if a property owner is spending more than \$1,000 on their septic system repair. Mr. Webb stated that it would have to come to our attention, the City will not be policing this. Mr. Webb also stated that the City will create a record of dates to keep track of where citizens are at who qualify for the hardship. Mayor Turk then called for a vote. Voting was as follows:**

<b>Those voting 'AYE'</b>	<b>Councilmember Bayles</b>
	<b>Councilmember K. Johnson</b>
	<b>Councilmember Laws</b>
	<b>Councilmember Pemberton</b>

<b>Those voting 'NAY'</b>	<b>NONE</b>
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<b>Those absent</b>	<b>Councilmember E. Johnson</b>
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**constituting all members thereof, Mayor Turk declared the motion carried.**

**City of Blanding**  
**Main Street Improvements Flowers**  
**Approximately 40 Planters**  
**Two to Three Pots Planter**

Item	Cost
Purchase 100 - 18" Pots @ \$12.00	\$ 1,200.00
Automatic Watering System- Timers	\$ 1,800.00
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Total	\$ 5,000.00

Notes:  
 Need Help for Installation of Systems  
 Does not include City Employee Time

**Funding**

Centennial Fund	\$ 1,000.00
Council Discretion	\$ 1,200.00
Economic Development	\$ 1,000.00
Water/Parts	\$ 1,800.00
Total	\$ 5,000.00

10. Mr. Webb began the discussion regarding the Centennial Banquet which is to be held on April 2, 2005. Mr. Webb explained that a Centennial Slideshow will be presented, a speaker, possibly Ken MacDonald, would give a brief history on the progress in Blanding, and the recognition of previous Mayors will be handled by Mayor Turk. After some discussion, Councilmembers Bayles and Laws agreed to chair this event.

11. Mr. Webb presented the Centennial Seal that he created. Advise and consent was given on the seal. Councilmember Pemberton and Mayor Turk will work on the design of a centennial envelope.

12. Mr. Hosler discussed the housing for disabled. He explained that the City's zoning in the R-1 district does not comply with the State and Federal Laws, so this ordinance was drafted. This is essentially the same ordinance as the City of St. George. Councilmember K. Johnson and Councilmember Laws both took issue with the portion of the ordinance that stated the dwelling must be owned by one of the individuals living in the home. Mr. Webb explained that this has not been reviewed by Mr. Halls, the City Attorney. Mayor Turk suggested that this portion of the ordinance be researched and the ordinance be brought back before Council at a later date.

13. Councilmember K. Johnson presented several pictures of "eyesores" in the community. All of these areas were on state highways. Councilmember K. Johnson explained that it is illegal to have properties such as these on state highways and these property owners could be turned in to UDOT. A lot of the properties were not inside city limits. Mayor Turk asked that an informal meeting be held with the County to discuss this issue.

Councilmember Laws moved to adjourn. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:25 p.m.

By M. Kate Turk  
M. Kate Turk, Deputy Recorder



**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
January 25, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk  
City Councilmembers: Brian Bayles  
Eric Johnson  
Randy Pemberton  
City Manager: Chris Webb  
City Treasurer: Kate Turk  
City Planner: Bret Hosler  
City Engineer: Terry Ekker  
General Services Director: Jeff Black

Absent:

Councilmembers: Keele Johnson  
Kelly Laws

Others Present: Barbara Turk, Corky Hays, Larry Turk, Donna Jensen, Ruth Nielson, Bonnie Meyer, Kathleen Lyman, Lea Hurst, Lynn Stevens, Neil Joslin, Shawn Jack, Scott Meyer, Keith Kartchner, Jason Shumway, Drew Nielson, Kendall Black, Evan Black, AJ Slavens, Jarin Mose, Zachary Mose, Bret Gappmayer, Royal Myrick, Talon Jack, Cody Hatcher, Dylan Richmond, Stockton Perkins, Nathan Webb, Shawn Yellow, Seth Moses, Seth Redd, Dillon Seely, Talon Kartchner, Daylin Holt, Devon Howe

Prayer/Thought - A prayer was offered by Councilmember Pemberton.

2. The Pledge of Allegiance was recited.

3. Councilmember Pemberton moved to accept the minutes and financial disbursements of the January 11, 2005 meeting as presented. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember E. Johnson  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember K. Johnson  
Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk excused Councilmembers K. Johnson and Laws.

5. Ms. Corky Hays, Superintendent of Natural Bridges and Hovenweep National Monuments, addressed Mayor & Council. She talked of the great asset that these parks are to Southeastern Utah. Mayor Turk thanked her for coming and explained that during the Centennial Celebration the parks should be involved in some way and Ms. Hays offered to help any they could.

6. Mr. Webb explained that the State was trying to limit or change the City's water rights to reduce the amount of water could take. He explained that the City filed for a reconsideration hearing. The hearing was granted and a decision rendered. The City was successful in defending all water rights.

7. Mr. Webb explained that Blanding City received the most improved water system award from the Rural Water Association of Utah. This award was received because of the work done on the 4<sup>th</sup> reservoir, the tunnel and the pipeline projects.

8. Mr. Webb presented a letter to the City Council from Water Resources that was sent to the Water Conservancy District. With the amount of water on the mountain compared to available storage, the State is requiring that the reservoir be maintained at an elevation of no more than 4,200 acre feet. This will require that water be let out of the bottom. They are concerned about the potential of over flow and with the spillway and stabilization construction this is not a risk the State is willing to take. The City is taking all it can in the upper system and transferring water as fast as possible. The 4<sup>th</sup> Reservoir can only take one foot per day at this time.

9. Mayor Turk explained that in August of 2004 he wrote a letter to Senators Bennett, Hatch and President Bush addressing his concerns regarding the way the illegal alien traffic is handled. He has received no response, therefore, he assumes that these men are in concurrence with the way the policy is being handled at this time. Mayor Turk stated that daily there are 10,000 illegal immigrants coming into the United States. 70% of those are from Mexico. He explained that he was stopped at the rollover accident near Mexican Hat last week. They brought in 2 life flights and 4 ambulances. This will cost San Juan County dearly. Mayor Turk feels that the way the policy is being handled is in direct conflict with the Homeland security issue.

10. Mr. Bret Hosler reported on the Planning Commission ideas for the 4<sup>th</sup> Reservoir area. They have ideas for a camping area, picnic area, walking pedestrian trails, bicycles trailer, boat ramp, etc. Councilmember Bayles stated that this is a water shed area so there should be no camping. Councilmember E. Johnson stated that he remembers Council deciding not to have motorized boats on the reservoir. There is a documented master plan for the 4<sup>th</sup> reservoir which was adopted on June 11, 1963 which allows camping and picnic areas as allowed by the BLM. Mr. Hosler explained that staff has been in contact with UDOT and because of standards changing, there may be some 12 foot in length concrete embankments available that could be used in this area to limit travel, direct traffic or create safety barriers. Mr. Webb explained that there is a potential for funding in 2006 which he will continue to pursue.

11. **Councilmember Bayles moved to award the chip bid to LeGrand Johnson Construction at the price of \$16,050 or \$21.40 unit price. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

**Those voting 'AYE'**

**Councilmember Bayles**

**Councilmember E. Johnson**

**Councilmember Pemberton**

**Those voting 'NAY'**

**NONE**

**Those absent**

**Councilmember K. Johnson**

**Councilmember Laws**

**constituting all members thereof, Mayor Turk declared the motion carried.**

The discussion regarding flowers on Main Street ensued. Mr. Webb presented a planter which was purchased for \$11.72 and is 18" wide at the top. Councilmember E. Johnson and Pemberton stated that they would not vote to spend the money until an actual committee was put together and brought hard numbers back to them to make a more qualified decision. Mr. Webb proposed to use the planters discussed earlier and position them in the existing planters with the red rock. A timer could be installed on each meter to run a drip system that would water the flowers automatically. One hundred pots could be purchased. The approximate cost for this project would be \$5,000 the first year. Mr. Webb estimates approximately \$1,000 each year to replant the pots. He is concerned about the cost to maintain, vandalism and whether or not the volunteer help will continue to be there. He agreed that a committee needed to be appointed and rotated to keep others from being burned out. Mr. Webb was asked to research the budget and find possibilities as to where the money for this project could come from.

13. The Sewer Hardship Resolution was tabled until next meeting.

14. Councilmember Pemberton moved to adopt Resolution 2005-2 Lifting Watering Restrictions effective February 2005 billing. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember E. Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember K. Johnson
	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

15. Councilmember E. Johnson moved to accept the bid amounts on the vehicles. \$1,715.00 on the Ford Ranger and \$601.99 on the Kia and the money from these will go towards fixing the fence that was ran over during a chase and fixing the police vehicle. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember E. Johnson
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember K. Johnson
	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

16. A discussion began regarding the Centennial Events. Mr. Lynn Stevens explained that Governor Huntsman has been invited to attend the festivities. The National Guard Band has tentatively agreed to perform. The Wells Fargo Coach may be able to attend. Mr. Stevens stated that he felt it would be good to get someone to co-chair the events with him this year and turn things over to them next year. Mr. Webb explained that Centennial Seals will be ordered. Mr. Neil Joslin said that Craig Inley stated that Clark's would do whatever they could to help in the celebration.

17. Mr. Lynn Stevens explained that he and Merlin Grover would be meeting with the State Water Director later in the week to ask him to give some proof as to why the water must be let out of Recapture. Councilmember Pemberton gave appreciation to staff on the work they did regarding the water rights issue.

18. Councilmember Bayles moved to adjourn. Councilmember E. Johnson seconded the motion. Mayor Turk presented the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

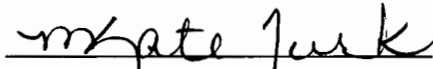
Councilmember K. Johnson

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:00 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD ON  
January 11, 2005  
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Keele Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

City Engineer: Terry Ekker

Absent:

Councilmember: Eric Johnson

Others Present: Terri Laws, Barbara Turk, Neil Joslin

1. Prayer/Thought - A prayer was offered by Bret Hosler.

2. The Pledge of Allegiance was recited.

3. Councilmember Bayles moved to accept the minutes and financial disbursements of the December 14, 2004 meeting with the following changes: 1) #5 - "apartments" and "stated that THEY were not.", 2) #20 - "contractor" employees, 3) #22 - "longest road without an intersection that has no speed limit signs and that this is a police department issue. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk presented the names of Christopher Bradford and Kevin Kirk to be recognized as Centennial Eagle Scouts. He explained that any young men receiving their eagle awards this year will be given a special certificate declaring them as "Centennial Eagle Scouts."

5. The December 2004 Natural Gas and Water reports were presented along with the Annual 2004 water report. Mr. Webb explained that they are trying to keep better track of where the loss is coming from in water. The water situation is king really good. As of today there is 21 inches of water content at Camp Jackson, last year it never got above 17 inches. Councilmember Pemberton asked if all the natural gas incentive money was used and Mr. Webb stated that it was not, but the offer was only good through December 31, 2004.

Mayor Turk presented the December 2004 Police Report.

7. Mr. Bret Hosler presented the 2004 Annual Building Report. Councilmember Laws asked what the \$8,076 in waived fees were and Mr. Hosler explained that no permit fees are charged to other governmental entities. The total dwelling units is about 1,000.

8. Councilmember K. Johnson moved to forgive the penalty amount for water on Darryl Shumways bill which amounts to \$143.75. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

9. Mr. Webb explained that Lynn Stevens would like to do an occasional press release throughout the year regarding the Centennial Celebration. He stated that a banquet will be held in April honoring the past mayors and Governor Huntsman will also be invited to attend. Mayor Turk stated that it is possible to have a centennial postage stamp designed. The story telling festival will be held this month. Mr. Webb explained that out of manager discretion money he donated a silver coin and a centennial throw to this event as door prizes. Janet Wilcox is heading a barn dance and Brian Stubbs is writing a centennial pageant. Mayor Turk explained that the family history project has grown from an estimated 600 pages to 1,800 pages. He also stated that this may not be completed by July 4. Councilmember Laws suggested that the churches be approached to hold road shows. Mr. Webb will make a list of suggested events and put in each Councilmembers box for discussion at a later date.

10. A discussion ensued regarding the Sewer Connection Fee Resolution. Councilmember Laws stated that anyone making less than \$15,000 a year should have step 1 waived. Councilmember Pemberton was concerned how this would be treated later if it's adopted in 2005. Mr. Webb explained that if the hardships are determined now it would be binding. Mr. Webb asked if Council wanted to be involved in the hardship request process. It was decided that they do not need to be if steps in the resolution are followed. This resolution will be put on next agenda as an action item.

11. After a lengthy discussion, Council decided to deny the request of Kigalia to waive the building permit fees on their renovation project.

12. Mr. Webb explained that the County has agreed to participate in the Walter C Lyman renovation. They will give the City \$20,000 this year and \$20,000 next year. It was decided to repair the restrooms at the park instead of building new ones and to begin as soon as possible.

Councilmember Pemberton moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember E. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

14. Mayor and Council retired to executive session at 8:07 p.m.

15. Mayor and Council returned to regular session at 8:20 p.m.

16. Councilmember Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles  
Councilmember K. Johnson  
Councilmember Laws  
Councilmember Pemberton

Those voting 'NAY'

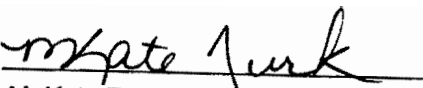
NONE

Those absent

Councilmember E. Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:20 p.m.

By   
M. Kate Turk, Deputy Recorder